

EXHIBIT 20

UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT

JAMES D. SULLIVAN, et)
al., individually, and)
on behalf of a Class of)
persons similarly)
situated,) Civil Action No.
5:16-cv-00125
Plaintiffs,)
vs.)
SAINT-GOBAIN)
PERFORMANCE PLASTICS)
CORPORATION,)
Defendant.)

VIDEOTAPED DEPOSITION OF GORDON W.
GARRISON, JR., taken pursuant to notice before
Beth Gaige, Registered Professional Reporter,
at the offices of BarrSternberg Moss Silver &
Munson, P.C. 507 Main Street, Bennington, VT,
on April 16, 2018, commencing at 9:28 a.m.

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STIPULATION

(It is hereby agreed by and between the parties that signature is not waived.)

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THE VIDEOGRAPHER: Good morning. We're going on the record at 9:28 a.m. Today's date is April 16th, 2018.

Please note the microphones are sensitive and may pick up whispering, private conversations and cellular interference. Please mute or place cell phones away from microphones as they can interfere with deposition audio. Audio and video recording will continue to take place unless all parties agree to go off the record.

This is Media Unit 1 of the video recorded deposition of Gordon Garrison taken by defendants in the matter of James D. Sullivan, et al, individually and on behalf of a class of persons similarly situated, Plaintiffs, versus Saint-Gobain Performance Plastics Corporation, Defendants.

The case is filed in the United States District Court, District of Vermont. Our deposition today is being held at the offices

1 of BarrSternberg Moss Silver & Munson, P.C.,
2 located at 507 Main Street, Bennington,
3 Vermont 05201.

4 My name is Mati Kiin. I'm a certified
5 legal video specialist, today representing
6 Veritext, New York, and I'm the videographer.

7 The court reporter is Beth Gaige also
8 representing Veritext.

9 I am not authorized to administrator an
10 oath, and I'm not related to any party in this
11 action, nor am I financially interested in the
12 outcome.

13 I will now ask counsel and all present in
14 the room and -- to state their appearances and
15 affiliations for the record.

16 If there are any objections to the
17 proceeding, please state them at the time of
18 your appearance, beginning with the noticing
19 attorney.

20 MR. WILLIAMS: Nathan Williams for the
21 Defendant Saint-Gobain Performance Plastics
22 Corporation.

23 MS. SCHWARZ: Marina Schwarz with Quinn
24 Emanuel for the defendant.

25 MR. SILVER: David F. Silver for the

1 plaintiffs.

2 MS. JOSELSON: Emily Joselson for the
3 plaintiffs.

4 And I did want to just state on the
5 record before we started that pursuant to
6 Judge Crawford's order dated November 28th,
7 2017, which limited discovery on any issues
8 related to the exposure class or medical
9 monitoring to those intended to be included in
10 or representative of that class, Mr. Garrison
11 is not. And so we would object pursuant to
12 Rule 30(c)(2) to any questions that address or
13 relate in any way to medical monitoring
14 issues.

15 MR. WILLIAMS: Objection noted.

16 THE VIDEOGRAPHER: Thank you.

17 May I ask Mr. Silver to please swear in
18 the witness.

19 (The Witness was administered the oath.)

20 THE VIDEOGRAPHER: Thank you.

21 GORDON W. GARRISON, JR., having been duly
22 sworn by the Notary Public, was examined and
23 testified as follows:

24 //

25 //

DIRECT EXAMINATION

BY MR. WILLIAMS:

Q. Mr. Garrison, thank you for being here.

I know we made our introductions off the record already, but would you please state your full name for the record?

A. Yes. Gordon William Garrison, Jr.

Q. And what is your date of birth?

A. December 19th, 1946.

Q. Have you ever been deposed before, Mr. Garrison?

A. No.

Q. I'm going to go over some ground rules right now that will just help us to move along more quickly and to make sure that we get full answers and you're comfortable with how this deposition goes.

First off, I'll try to be clear in my questions; but if you don't understand a question, please let me know, and I'll try to clarify.

As you can see, this deposition is being video recorded, but Miss Gaige here will also be making a written transcription. So please provide verbal answers to my questions. In

1 other words, a yes or a no is preferable to an
2 mm-hmm or an uh-huh, no nodding or shaking
3 your head, so forth.

4 In addition, I trust that Miss Gaige can
5 type very fast, but it is very difficult for
6 her when we speak over each other or there are
7 multiple people speaking. So there will be
8 times when I know you're going to know where
9 my question is going, and it's going to be
10 very natural for you to cut in with an answer
11 just to move things along. But I'm going to
12 ask, for Miss Gaige's benefit and for our
13 benefit, just to wait until I finish my
14 question. Feel free to take a breath and then
15 provide your response.

16 (Outside wind blowing very loudly.)

17 MS. JOELSON: Strange times.

18 BY MR. WILLIAMS:

19 Q. We've asked you to be here today because we
20 want to know more about your claims in this
21 litigation and -- that you brought against my
22 client, Saint-Gobain. And I appreciate that
23 you are here, and I want to be respectful of
24 both your time and your patience, so I'll try
25 to move through my questions as quickly and

1 efficiently as possible.

2 If you need to take a break, just let
3 me or your attorney know, and we're happy to
4 give you five minutes, ten minutes to stand
5 up, walk around, get a drink of water, so
6 forth.

7 If you want to talk to your attorney,
8 that's also fine. I'm just going to ask that
9 if there's a question pending or if you're in
10 the middle of an answer, that we complete that
11 response and then we can take a break.

12 A. Okay.

13 Q. Do you understand?

14 A. Yes, I do.

15 Q. Are you ready to start?

16 A. Yes.

17 Q. Mr. Garrison, what is the highest level of
18 education that you've completed?

19 A. I have a master's degree.

20 Q. So you went to college then?

21 A. Yes.

22 Q. And what -- where did you go to college?

23 A. I went to Norwich University, the University
24 of Vermont and St. Michael's College.

25 Q. Let's start with Norwich University.

1 What years did you attend Norwich?

2 A. 1964 and 1965.

3 Q. And --

4 A. For one year.

5 Q. For one year.

6 Is Norwich a military school?

7 A. It's a -- it is a military school, but it also
8 has a nonmilitary component now.

9 Q. Okay. And were -- was the nonmilitary
10 component existing when you attended?

11 A. No.

12 Q. Did you -- were you in the military at any
13 time?

14 A. I continued in ROTC for -- well, for a total
15 of two-and-a-half years. I had been sworn in
16 and so forth.

17 Q. But you didn't serve in the military?

18 A. I didn't complete, no.

19 Q. Okay. And you just testified that you
20 attended the University of Vermont; is that
21 correct?

22 A. That's correct.

23 Q. When did you attend the University of Vermont?

24 A. 1965 to 1969.

25 Q. What did you study while you were there?

1 A. My major was philosophy with a minor in
2 religion and art.

3 Q. And did you receive a degree?

4 A. Yes, I did.

5 Q. And what was that?

6 A. It was a Bachelor's of Arts.

7 Q. Bachelor of Arts.

8 And you mentioned that you attended
9 graduate school, as well.

10 A. That's correct.

11 Q. And where did you attend graduate school?

12 A. St. Michael's College.

13 Q. Did you receive a degree?

14 A. I did.

15 Q. And what was that in?

16 A. It was a Master of Science in psychology.

17 Q. Are you presently employed, Mr. Garrison?

18 A. No.

19 Q. Are you retired?

20 A. Yes.

21 Q. When did you retire?

22 A. I retired 2010.

23 Q. And where did you work before you retired?

24 A. For 22 years I was a teacher at Mount Anthony
25 Union High School.

1 Q. And what did you do when you were at Mount
2 Anthony Union School?

3 A. I was a special education teacher primarily.

4 Q. What type of courses did you teach as a high
5 school teacher?

6 A. Well, I taught English, math, science,
7 history, social skills, study skills.

8 Q. And what years were you employed by Mount
9 Anthony Union High School?

10 A. From 1988 to the time of my retirement in
11 2010.

12 Q. Where were you employed prior to Mount Anthony
13 Union High School?

14 A. I was employed by a nonprofit agency in Los
15 Angeles, California, Indian Centers,
16 Incorporated, serving the native American
17 population in the county of Los Angeles.

18 Q. What were your responsibilities in connection
19 with that job?

20 A. Well, initially I -- I worked as a
21 psychologist, but because I had good
22 management and administrative skill, I ended
23 up doing mostly administrative work.

24 Q. And how -- what years were you employed there?

25 A. 1964 to 19 -- no, excuse me -- 1984 to 1987.

1 Q. And did you live in Los Angeles during that
2 entire period?

3 A. Yes.

4 Q. Where were you employed prior to Indian
5 Service -- Indian Services?

6 A. Los Angeles Indian Centers.

7 Prior to that, I served in a similar
8 capacity for a similar nonprofit serving
9 Native Americans in Boston.

10 Q. What was the name of that organization?

11 A. The Boston Indian Council.

12 Q. And what years were that?

13 A. That was 1978 to 1984.

14 Q. And where were you employed prior to Boston
15 Indian Services?

16 A. Boston Indian Council.

17 Q. Excuse me. Boston Indian Council.

18 A. That's all right.

19 Prior to that I was in graduate school,
20 and prior to that I worked for a natural foods
21 corporation called Erewhon, E-r-e-w-h-o-n,
22 Erewhon, Incorporated, based in Boston.

23 Q. Were you based in Boston during that time?

24 A. Yes.

25 Q. And what years did you work for Erewhon?

1 A. 1971 to 1974.

2 Q. And what were your responsibilities at
3 Erewhon?

4 A. I ended up being the president and chief
5 executive officer.

6 Q. Did you begin with Erewhon as the chief
7 executive officer?

8 A. No, I did not.

9 Q. What was your starting role with Erewhon?

10 A. Starting role I was a production worker and
11 then worked my way up to management.

12 Q. What -- if you can, can you tell me what your
13 roles were progressively?

14 A. Certainly. So I worked in production for
15 about four months, and then I transitioned to
16 shipping and receiving, and a few months later
17 became head of the shipping and receiving
18 department. And so after about a year of
19 doing those jobs, I was made general manager.
20 Then I became a vice-president, executive
21 vice-president and then president.

22 Q. And what was your reason for leaving Erewhon?

23 A. To go to graduate school.

24 Q. And touching back on Boston Indian Council,
25 what was your reason for leaving Boston Indian

1 Council?

2 A. Well, the main reason was it was time to move
3 on. I had been there five or six years, and I
4 had done just about everything that I could do
5 there, and it was time for me to find a
6 different position.

7 Q. At which time you moved to Los Angeles Indian
8 Centers; is that correct?

9 A. Yes.

10 Q. And what was your reason for living Los
11 Angeles Indian Centers?

12 A. My parents were getting older. I'm originally
13 from Bennington, and they had continued to
14 live here. And my time had come to an end at
15 the Los Angeles Indian Centers, and it was
16 time to come back here to be closer to my
17 parents.

18 Q. And is it that point you joined Mount Anthony
19 Union High School?

20 A. Shortly thereafter.

21 Q. Are you familiar with Garrison Psychoeducation
22 Services?

23 A. That's something that my brother put together,
24 yes.

25 Q. Were you involved with that organization at

1 all?

2 A. No.

3 Q. Did you have any pro forma role with that
4 organization?

5 A. Well, my brother had listed me as being a part
6 of the organization, but I did not do any
7 activity for the organization.

8 Q. Is that --

9 A. In fact -- in fact, my memory really isn't
10 very strong on the particulars regarding that.

11 Q. Do you -- are you able to elaborate on what
12 that organization did?

13 A. No, because that strictly was my brother.

14 Q. Do you know if that organization is still an
15 active company?

16 A. I don't know.

17 Q. What is your current address, Mr. Garrison?

18 A. 19 Hillside Street in North Bennington.

19 Q. Do you know whether your home at 19 Hillside
20 Street has also been known as 23 Hillside
21 Street?

22 A. That's correct.

23 Q. And has it also been known as 37 Hillside
24 Street?

25 A. Not to my knowledge.

1 Q. Where did you live prior to your home at 19
2 Hillside Street?

3 A. I lived in Cambridge, New York, for a year.

4 Q. What were you doing in Cambridge?

5 A. I was -- well, I was living there, and -- and
6 I was commuting to Mount Anthony Union High
7 School.

8 Q. Understood. And how -- you said that was for
9 one year?

10 A. That's correct.

11 Q. Do you recall what years those were, or what
12 year that was?

13 A. Yes. That was from the summer of '93 until
14 the end of May '94.

15 Q. So would it be fair to say that you moved to
16 19 Hillside Street in May 1994?

17 A. In June, yes.

18 Q. In June. And where did you live prior to
19 Cambridge, New York?

20 A. I lived in Pownal, Vermont, on Northwest Hill
21 Road.

22 Q. And what years were that -- were those?

23 A. 1992 to 1993.

24 Q. And where did you live prior to Pownal,
25 Vermont?

1 A. Well, prior to the particular house that I was
2 living in that I just mentioned, I also lived
3 further up Northwest Hill Road from 1988 to
4 1992.

5 Q. And prior to that first home in North -- in --
6 on Hill Road --

7 A. Northwest.

8 Q. -- Northwest Hill Road --

9 A. Yes.

10 Q. -- were you living in Los Angeles?

11 A. Yes.

12 Q. You mentioned a few minutes ago that you are
13 from Bennington originally; is that correct?

14 A. That's correct. Not necessarily originally.
15 I said I grew up here. Okay? I was born in
16 New York City.

17 Q. And when did you move to Bennington
18 originally?

19 A. 1949.

20 Q. And so when did you move away from Bennington?

21 When you moved to -- how long did you
22 live in -- I withdraw the question.

23 You moved to Bennington in 1949; is that
24 correct?

25 A. That's right.

1 Q. And how long did you live in Bennington?

2 A. Until 1964 when I left Bennington for college.

3 Q. Do you recall what your address was in
4 Bennington during the period 1949 to 1964?

5 A. Well, there were several addresses. The first
6 being on Silver Street for one year; and then
7 from about 1950 or so, give or take a year, we
8 were at 14 Monument Avenue in old Bennington.

9 And then about 19 -- let's see, about
10 1958, we moved down here to 204 Union Street,
11 and we stayed there until 1963 when my parents
12 bought a house on Imperial Avenue. And, let's
13 see, that was -- I don't remember the actual
14 address. And there we remained until I left
15 for college.

16 Q. So in total can you estimate how long you have
17 lived in Bennington and North Bennington?

18 MS. JOELSON: Objection.

19 BY MR. WILLIAMS:

20 Q. You can answer.

21 A. I see. Well, give me a moment or two while I
22 do the math in my head.

23 Approximately 28 years.

24 Q. Thank you.

25 Let's talk about your current residence

1 at 19 Hillside Street, if that's okay.

2 Is that a single-family home?

3 A. It is.

4 Q. And do you know what the home construction is?

5 Is it a, for example --

6 A. It's a wood frame.

7 Q. Wood frame.

8 How many bedrooms are there?

9 A. Three.

10 Q. And bathrooms?

11 A. Two.

12 Q. Two full bathrooms?

13 A. One's a half bath. Well, actually, excuse me.

14 Two full bathrooms because the second one has
15 a shower in it. Yeah.

16 Q. Do you know approximately how many square feet
17 your home has?

18 A. Approximately 1800 to 2000 square feet.

19 Q. What type of flooring does your home have?

20 A. Wood flooring, except for ceramic flooring in
21 the bathrooms.

22 Q. Has that been true for the entire time that
23 you've lived there?

24 A. Yes.

25 Q. What type of heating system do you use at your

1 home?

2 A. We have and use an oil furnace, but we also
3 have a wood stove that we use very frequently
4 in colder weather.

5 Q. Would the wood stove be used just to heat a
6 single room?

7 A. No. That can really heat the house.

8 Q. Is your home air conditioned?

9 A. No.

10 Q. Do you use any system to cool your house?

11 A. No. Aside from fans.

12 Q. Would those be ceiling fans?

13 A. We have two ceiling fans.

14 Q. Do you know when your home was built?

15 A. Well, not exactly, but it appears on the local
16 map of 1835. So it's -- so...

17 Q. Do you have a reason to believe that the home
18 may have been built later or the -- that the
19 structure may have been built later?

20 A. No, aside from the addition that was put on in
21 2007.

22 Q. And what addition was that?

23 A. That's an addition that my partner and I,
24 Kathy Griffith, built on to the structure I
25 had been living in, which about doubled the

1 size of the house.

2 Q. Can you describe in a little more detail what
3 that addition was?

4 A. Yes. It included a full basement, living
5 room, screen porch, master bedroom, master
6 bath, and there was additional window
7 replacement in the old house, and the kitchen
8 was rebuilt, and the downstairs bathroom, as
9 well.

10 Q. And when was this?

11 A. 2007.

12 Q. Was construction commenced and completed in
13 2007?

14 A. No. Actually it commenced in the fall of 2006
15 and was completed in 2007.

16 Q. And who performed that construction?

17 A. MacDonald-Secor Corporation.

18 Q. Was MacDonald-Secor responsible for the
19 design?

20 A. Yes.

21 Q. And they performed the construction
22 themselves?

23 A. Yes.

24 Q. Did you provide MacDonald-Secor any
25 specifications for what you wanted?

1 A. Could you -- would you please say what
2 specifications you're -- you might be
3 considering?

4 Q. Sure. Let me try to break that down a little
5 bit.

6 Did you tell MacDonald-Secor what rooms
7 you wanted to add to your home?

8 A. Yes.

9 Q. Did you instruct them on the type of materials
10 that you wanted to use?

11 A. Yes.

12 Q. Did you approve the plans that they provided?

13 A. Yes.

14 Q. When did you purchase your property?

15 A. June of 1994.

16 Q. And did you start living in your home in 1994?

17 A. I did.

18 Q. Does anyone else live with you at 19 Hillside
19 Street?

20 A. Yes.

21 Q. And would that be Miss Griffith?

22 A. Yes.

23 Q. How long has Miss Griffith lived with you?

24 A. 11 years.

25 Q. Has anyone else lived with you at 19 Hillside

1 Street?

2 A. No.

3 Q. And you own your home; is that correct?

4 A. That's correct.

5 Q. And you acquired it by purchasing it, correct?

6 A. That's correct.

7 Q. Do you know who you acquired your home from?

8 A. The particular person who was the previous
9 owner?

10 Q. Correct.

11 A. I don't remember her name.

12 Q. So you didn't know her personally?

13 A. No, I did not.

14 Q. Did you know any of the prior owners?

15 A. No.

16 Q. Are you the sole owner, Mr. Garrison?

17 A. No, both Kathleen and I co-own the house now.

18 Q. Was title originally transferred to you only
19 when you purchased the property?

20 A. Yes.

21 Q. And so you subsequently transferred it to both
22 you and Ms. Griffith?

23 A. That's correct.

24 Q. Do you know what year that was?

25 A. 2007.

1 Q. Do you recall how much you paid for your home
2 in 1994?

3 A. Approximately \$83,000.

4 Q. And how did you fund that purchase?

5 A. Primarily through a mortgage, although I did
6 put down a modest down payment.

7 Q. Was your home appraised at that time?

8 A. I'm not sure.

9 (Deposition Exhibit No. 1 was marked for
10 identification.)

11 Q. Mr. Garrison, I'm handing you a document
12 that's been marked as Exhibit 1.

13 A. Mm-hmm.

14 Q. Could you take a look at it?

15 A. Mm-hmm.

16 Q. Give you a few moments to look it over -- few
17 moments to look it over.

18 A. (Witness complying) Okay.

19 Q. Do you recognize this document?

20 A. I do.

21 Q. What do you recognize it to be?

22 A. Well, it looks like the mortgage agreement
23 from the time when I first purchased the
24 property.

25 Q. So if you will look at the very bottom of that

1 first page, do you see where it says the
2 address of 23 Hillside Street?

3 A. Yes.

4 Q. That would be one of the addresses we
5 discussed earlier.

6 A. That's right.

7 Q. And at the top it says: Borrower owes lender
8 the principal sum of 77,000 and no, slash,
9 \$100.

10 Do you see that?

11 A. Yes.

12 Q. Would that be the amount of your mortgage that
13 you took out?

14 A. Yes.

15 Q. So when you said approximately \$83,000 your
16 purchase price, do you have any reason to
17 believe that it was 77,000, more or less?

18 MS. JOELSON: Objection.

19 A. No.

20 BY MR. WILLIAMS:

21 Q. Was there an additional mortgage that you took
22 out?

23 A. No. No. I paid -- I paid -- my down payment
24 was about \$6,000.

25 Q. Okay.

1 A. That's why we end up --

2 Q. That would be the difference then?

3 A. Yes.

4 Q. Thank you.

5 Have you ever refinanced your home, Mr.
6 Garrison?

7 A. Yes.

8 Q. Do you recall was that on multiple occasions
9 that you refinanced your home?

10 A. It may have -- it was refinanced before the
11 addition was built to lower the -- take
12 advantage of lower interest rates.

13 My problem has been that the bank no
14 longer has records of these earlier
15 transactions, so I can't speak specifically
16 about them, until the time that we built the
17 addition.

18 Q. Would you be able to recall approximately how
19 many times you refinanced your home?

20 A. To the best of my knowledge, one or two times
21 prior to the addition.

22 Q. Would it be consistent with your recollection
23 that you refinanced your home in 1999?

24 A. I can't tell you one way or the other, but I
25 do believe that it was somewhere in that time

1 period.

2 Q. Would you be able to recall why you would have
3 refinanced your home at that time?

4 A. Again, to take advantage of a lower interest
5 rate.

6 Q. And as you said, you refinanced your home in
7 2006?

8 A. 2007 with the addition, yes.

9 Q. And that was for the purpose of the addition?

10 A. That's correct.

11 Q. And that was also the time that you
12 transferred the property from yourself to you
13 and Ms. Griffith; is that correct?

14 A. That's right.

15 Q. Do you recall how much that refinancing was
16 for?

17 A. Approximately for some \$230,000. Something in
18 that area.

19 Q. Does 288 sound -- 288,000 sound --

20 A. That would be with the additional amount of
21 money that I owed on the mortgage plus the
22 amount of the addition.

23 Q. So in total it would have been --

24 A. Yes.

25 Q. -- 288,000?

1 A. Yes. In that vicinity, yes.

2 Q. Have you paid off that mortgage?

3 A. No.

4 Q. And your home was appraised at that time; is
5 that correct?

6 A. That's correct.

7 Q. Do you know what it was valued at?

8 A. \$320,000.

9 Q. Do you believe that valuation was accurate at
10 that time?

11 A. Yes.

12 Q. Have you ever used your home as collateral for
13 a home equity line -- line of credit or loan?

14 A. No.

15 Q. Have you ever allowed others to use your home
16 as collateral for a loan?

17 A. No.

18 Q. Have you ever attempted to sell or lease your
19 property?

20 A. No.

21 Q. Have you ever listed it for sale?

22 A. No.

23 Q. Has a real estate sales agent or broker ever
24 given you an opinion as to the valuation of
25 your property?

1 A. No. Let me just pause here for a minute.

2 No. No. My answer is no.

3 MS. JOSELSON: Do you have any close
4 trees?

5 BY MR. WILLIAMS:

6 Q. Do you have any present plans to sell your
7 home, Mr. Garrison?

8 A. Yes.

9 Q. Can you elaborate on that?

10 A. Yes. Going back -- first of all, the house
11 and the addition were -- was originally to be
12 our retirement home, but if at such a time we
13 needed to sell it, we would be willing to.
14 But then came the news of PFOA contamination,
15 and the state designated the whole area as an
16 area of contamination and -- so for many
17 reasons, we are now considering selling the
18 house at some point.

19 Q. Have you spoken to a real estate agent or
20 broker?

21 A. I have.

22 Q. And when was that?

23 A. That was a couple of months ago.

24 Q. And what did you speak about?

25 A. Just spoke in general terms about the real

1 estate market.

2 Q. Do you recall who you spoke to?

3 A. I do.

4 Q. And who was that?

5 A. Suzy Yucht at Hoisington real estate.

6 Q. That's Yucht?

7 A. Yucht.

8 MR. SILVER: Y-u-c-h-t.

9 BY MR. WILLIAMS:

10 Q. And, I'm sorry, where does --

11 A. Hoisington real estate agency here in
12 Bennington.

13 Q. Did Ms. Yucht provide an opinion as to the
14 marketability of your home?

15 A. No.

16 Q. Did she provide an opinion as to the value of
17 your home?

18 A. No.

19 Q. And when you say you spoke in general terms
20 with Ms. Yucht, can you provide more content
21 to what you discussed?

22 A. We spoke in general about the real estate
23 market in this area.

24 Q. In your neighborhood specifically?

25 A. Specifically in my neighborhood, but more

1 generally in the entire area of Bennington and
2 North Bennington.

3 Q. And what did she tell you?

4 A. She told me that it's a variable market right
5 now.

6 Q. What does that mean?

7 A. Well, to me it meant that there was a wide
8 range of interest in the market and houses on
9 the market.

10 Q. Did you understand that to mean that there's
11 some -- some areas there -- for some areas
12 there is more interest in purchase than other
13 areas?

14 MS. JOSELSON: Objection.

15 BY MR. WILLIAMS.

16 Q. You can answer.

17 A. I'm not sure if I can actually offer an
18 opinion on that.

19 Can you say that another way, please?

20 Q. Sure. Let me try.

21 When you said -- when you stated that
22 there -- you understood there to be
23 variability in the market --

24 A. Yes.

25 Q. -- what did you understand the variability to

1 be?

2 A. Well, I was in -- in particular interested in
3 the impact of this being a zone of
4 contamination and how that might affect the
5 market.

6 Q. So was the variability whether PFOA had been
7 detected at a property versus not detected at
8 a property?

9 A. It was a more general conversation about the
10 impact of PFOA that might -- might have
11 included what you're just mentioning but may
12 have included other -- a -- a sense of the
13 impact of PFOA.

14 Q. So was it your understanding that PFOA was the
15 driver of the variability, or were there other
16 factors that you discussed?

17 MS. JOELSON: Objection.

18 BY MR. WILLIAMS:

19 Q. You can answer.

20 MS. JOELSON: You can answer.

21 A. Yeah. Say that again, please.

22 BY MR. WILLIAMS:

23 Q. Sure. Was it your understanding that PFOA was
24 the driver of that variability, or were there
25 other considerations that you discussed?

1 A. I don't know.

2 Q. You don't know because you don't recall?

3 A. I don't know because the real specifics of the
4 conversation for me are -- I can't rely on
5 them necessarily because it was a very quick
6 visit for me to just get a very general sense.

7 Q. Have you spoken with Ms. Yucht again?

8 A. No.

9 Q. Have you taken any steps to put your home on
10 the market?

11 A. No.

12 Q. What circumstance would lead you to do so?

13 A. From my point of view, there needs to be a
14 resolution of this particular case; there
15 needs to be a resolution regarding all of
16 the -- just very disruptive construction work
17 that's going -- going on all over town to put
18 in new waterlines, which in my case includes
19 work bordering my property.

20 Q. Can you elaborate on what you mean by
21 resolution of this case?

22 A. I think the whole area has been stigmatized by
23 the, first of all, it being a state identified
24 zone of contamination, as well as ongoing
25 litigation. I think that if I was a potential

1 buyer, I would want to see these things
2 resolved at least, along with the
3 construction, and so I think about that from
4 the standpoint of a buyer, as well as the
5 standpoint of a seller. So I don't feel this
6 is the best time to be putting my house on the
7 market.

8 Q. What disclosure, if any, do you think you
9 would have to make to a prospective buyer of
10 your home?

11 A. Well, for one thing I would have to let them
12 know that the house is in a state identified
13 zone of contamination; that even though my
14 soil has not been tested, there have been
15 tests on soil around my house; and,
16 nevertheless, I do not feel totally confident
17 that the PFOA is out of my soil. I would have
18 to let them know about that.

19 Q. Do you understand the term zone of
20 contamination to be a term the state has used?

21 A. Yes.

22 Q. You testified also a few moments ago that you
23 would like the disruptive work all over town
24 to be resolved before you market your house;
25 is that correct?

1 A. That's correct.

2 Q. Have your activities been disrupted by the
3 work around town?

4 A. Yes.

5 Q. Can you describe what you mean by that?

6 A. Sure. First of all, let's talk specifically
7 about the work being performed on Park Street.

8 My house is at the corner of Park Street
9 and Hillside Street. So from the first of
10 November through Christmas, there was a very,
11 very intensive activity, all kinds of heavy
12 equipment, front-end loaders, bulldozers,
13 various kinds of powered shovels and the like.

14 The first thing they needed to do was
15 blast rock ledge. So a week of blasting took
16 place, followed by work that sometimes was as
17 much as 12 hours a day, six days a week.

18 So I couldn't really enjoy my property
19 outside or inside with the level of noise and
20 commotion that was going on. Very large
21 trucks, dump trucks, hauling away potentially
22 contaminated material to disposal sites, that
23 kind of thing.

24 Park Street is also a recreation path, as
25 it were. It's not a direct route. It's

1 mostly dirt. And myself, Kathy, and many of
2 my neighbors and friends use it for
3 recreation. That was disrupted during the
4 time, and we're anxiously looking forward to
5 what's going to happen in the spring and
6 summer.

7 So there's not been peace when the work
8 has been going on. It's been stressful. It's
9 been kind of hard to deal with frankly. And
10 so even -- otherwise the disruption has been
11 for me not to be able to access other parts of
12 town, not to drive through them, not to go and
13 walk through them, because many of the actual
14 sites of digging are really recreation areas
15 where people walk a lot and bike a lot -- I
16 also bike -- as well as where -- the sites
17 where they're disposing of all of this debris,
18 too, because those are other sites throughout
19 the area.

20 THE WITNESS: At this point I would like
21 to take a break and use the restroom, if
22 that's okay?

23 MR. WILLIAMS: That's perfectly fine.
24 We'll take a --

25 THE VIDEOGRAPHER: At 10:14 a.m. we're

1 going off the record.

2 (Brief recess taken.)

3 THE VIDEOGRAPHER: At 10:26 a.m. we're
4 coming back on the record.

5 MR. WILLIAMS: Are you ready to continue,
6 Mr. Garrison?

7 THE WITNESS: I am.

8 BY MR. WILLIAMS:

9 Q. Before our break we were discussing the
10 construction around town, correct?

11 A. The -- the road construction; is that what
12 you're referring to?

13 Q. Yes.

14 A. Yes.

15 Q. And that road construction is in connection
16 with remediation of PFOA.

17 Is that your understanding?

18 A. Yes. In fact, my understanding it's to
19 install water pipe.

20 Q. Is it -- did you testify that this
21 construction has made it difficult for you to
22 access other parts of town?

23 A. On occasion, yes. Definitely.

24 Q. Does it make it more difficult to access your
25 own property?

1 A. It has.

2 Q. Can you elaborate on that?

3 A. Well, they've blocked the roads off, except
4 for local traffic; but that, of course, is
5 dependent upon what particular piece of
6 construction equipment might be sitting in the
7 middle of the road at any one time.

8 So even though we have access to our
9 homes, with the construction equipment going
10 up and down the road and being parked in the
11 road, sometimes it's been difficult to access
12 my home.

13 Q. Does it ever prevent you from accessing your
14 home?

15 A. It prevents me from accessing it when I have
16 wanted it to -- wanted to. And I've had to
17 wait, you know, a few minutes or a half an
18 hour in order to be able to get home.

19 Q. And did you testify that it's -- makes it more
20 difficult for you to bike?

21 A. Oh, yes, and walk.

22 Q. Can you elaborate on that?

23 A. Well, again, with the type of construction
24 that's been going on where they have literally
25 had to dig up a lot of dirt and road, you

1 can -- sometimes even on foot you could not
2 get around the construction work.

3 Q. Mr. Garrison, do you know where they are
4 disposing of the material that they dig up?

5 A. I know of at least two places where they are
6 doing that.

7 Q. And where are those places?

8 A. One on Silk Road, and the other on Airport
9 Road.

10 Q. For the location on Silk Road, where is that
11 in relation to your property?

12 A. It's up the Walloomsac River a couple of
13 miles.

14 Q. And the Airport Road site?

15 A. That's about 4 miles from where I live.

16 Q. Does the road work affect others in your
17 neighborhood to the same extent as it affects
18 you?

19 A. Oh, yes, and in some cases more.

20 Q. How would it affect others more?

21 A. Well, as I said, I'm on the corner of Hillside
22 and Park, so I have access to my property up
23 Hillside Street. Whereas some of my neighbors
24 on Park Street are at the mercy of whether the
25 construction is taking place on either side of

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[illegible]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

■ ■ [REDACTED]

8 Q. Do you know approximately how large your
9 property is?

10 A. Yes.

11 Q. How -- how big is that?

12 A. It's listed at .62 acres.

13 Q. Do you believe that is an accurate number?

14 A. Yes.

15 (Deposition Exhibit No. 2 was marked for
16 identification.)

17 THE WITNESS: Thank you.

18 BY MR. WILLIAMS:

19 Q. Give you a few moments to look at that
20 document.

21 A. Mm-hmm.

22 Q. Which we've marked as Exhibit 2.

23 A. Mm-hmm. (Witness complying) Okay.

24 Q. Do you recognize this document, Mr. Garrison?

25 A. I do.

1 Q. What do you recognize it to be?

2 A. It's the appraisal that was done at the end of
3 the addition, at the time the addition was
4 built.

5 Q. Was that in 2007?

6 A. Yes.

7 Q. Would you please turn to the page -- you can
8 see in the lower right-hand corner some
9 numbers?

10 A. Yes.

11 Q. GAR sequentially numbered. Please turn to the
12 page that's labeled GAR-0118.

13 A. (Witness complying) Yes.

14 Q. Are these photos of your home?

15 A. Yes.

16 Q. And looking at the top photo --

17 A. Mm-hmm.

18 Q. -- is that the front of your home?

19 A. Yes, it is.

20 Q. Is that your front yard?

21 A. Yes.

22 Q. What is the surface of your front yard
23 composed of?

24 A. The surface?

25 Q. Is it grass?

1 A. Yes.

2 Q. Has the landscaping depicted in this photo
3 changed since it was taken?

4 A. The only thing that really has changed is
5 there are bushes in the front and that
6 certainly -- they've grown. They were just
7 put in when this photo was taken, so they --
8 they're much larger.

9 Q. Do the bushes now obscure the front of your
10 home from the street?

11 A. To some degree, yes. Yes.

12 Q. So is it fair to say they provide some privacy
13 for your home?

14 A. Yes, they do.

15 Q. Looking at the second photo on that page.

16 A. (Witness complying)

17 Q. What do you recognize that photo to be?

18 A. That's the west side of the house.

19 Q. Would that be from -- the view from Park Road?

20 A. Park Street, yes.

21 Q. Park Street?

22 And does that provide a view of your
23 backyard?

24 A. No.

25 Q. So we're just looking at the side of your

1 house then?

2 A. That's correct.

3 Q. Has the landscaping in this -- has the
4 landscaping from this perspective changed --

5 A. No.

6 Q. -- since -- do you have a backyard, Mr.
7 Garrison?

8 A. I do.

9 Q. And what is the surface of your backyard
10 composed of?

11 A. Dirt.

12 Q. Is there any grass?

13 A. There's grass. This is where I have a garden.

14 Q. So is it a combination of dirt and grass then,
15 is it fair to say?

16 A. Yes.

17 Q. Is it predominantly dirt?

18 MS. JOELSON: Objection.

19 BY MR. WILLIAMS:

20 Q. You can answer, if you can.

21 A. No, it's not predominantly dirt.

22 Q. Is it predominately grass?

23 A. Yes.

24 Q. Is this -- do you have any wooded sections of
25 your property?

1 A. No.

2 Q. Do you have trees on your property?

3 A. Yes.

4 Q. Can you estimate how many trees you have on
5 your property?

6 A. I would say that there are at least 20 trees,
7 20 deciduous trees.

8 Q. Are these full-grown trees?

9 A. Yes.

10 Q. What is directly in front of your front yard?

11 A. Hillside Street.

12 Q. Is there a home on the other side of Hillside
13 Street?

14 A. Yes.

15 Q. And what's directly behind your property?

16 A. The gardens.

17 Q. And beyond that?

18 A. A neighbor -- house. Neighbor's house.

19 Mm-hmm.

20 Q. And you testified that on the west side of
21 your property is Park Street?

22 A. Yes.

23 Q. On the east side is there a property?

24 A. Yes, there is a property on the east side.

25 Q. And is there a home on that property?

1 A. Yes.

2 Q. Would you describe your land as flat?

3 A. Yes.

4 Q. Are there any slopes on your property?

5 A. There is a -- a slight slope from where the
6 house -- from where the house is to where the
7 garden is.

8 Q. Would you describe that slope as steep?

9 A. No.

10 Q. Where do you get your water from, Mr.
11 Garrison?

12 A. The village of North Bennington. It's a
13 municipal supply.

14 Q. Is the town your only source of water for your
15 home?

16 A. Yes.

17 Q. And how long has your home been connected to
18 town water?

19 A. Well, it's been connected as long as I've
20 owned the property, and I imagine for some
21 time prior to that; but I don't know for sure.

22 Q. Do you know whether there is a well, water
23 well on your property?

24 A. I do not.

25 Q. You've never seen one?

1 A. No.

2 Q. Besides your home and the garden you just
3 mentioned --

4 A. Mm-hmm.

5 Q. -- are there any other physical features on
6 your property --

7 MS. JOELSON: Objection.

8 BY MR. WILLIAMS:

9 Q. -- that are notable -- notable?

10 MS. JOELSON: Objection.

11 You can answer.

12 BY MR. WILLIAMS:

13 Q. You can answer.

14 A. Yes.

15 Q. Can you describe them, please?

16 A. A garage and a small outbuilding, which may
17 have been an outhouse at one time, plus many
18 plantings of fruit trees, fruit bushes,
19 raspberries, blueberries, plus a variety of
20 ornamental plants and perennials. I've
21 invested a considerable amount of money in the
22 landscaping of my property.

23 Q. Did the garage exist on your property when you
24 purchased it?

25 A. Yes.

1 Q. Did the outbuilding?

2 A. Mm-hmm. Yes.

3 Q. Do you currently use your garage as a garage?

4 A. No.

5 Q. Do you use it as storage?

6 A. Yes.

7 Q. Is the outbuilding currently used for
8 anything?

9 A. Storage.

10 Q. Are the garage and the outbuilding insulated?

11 A. No.

12 Q. Are they wood structures?

13 A. Yes.

14 Q. Did you plant the fruit trees that are on your
15 property?

16 A. Yes.

17 Q. Are they full-grown?

18 A. Well, let me back up a minute. There are two
19 old, old apple trees that I did not plant on
20 the property still, but all the other fruit
21 trees I did plant, some going back to within a
22 year or two of when I purchased the property.
23 Others I've planted, in addition to the ones
24 that are there, since then, as recently even
25 as last year.

1 Q. What do you do with the fruit from those
2 trees?

3 A. Well, if I'm able to get any fruit that the
4 squirrels don't get and that have been able to
5 be produced with our erratic springs, I, with
6 the apples, usually make applesauce with
7 those.

8 Q. Do you give away any of the fruit from your
9 trees?

10 A. No.

11 Q. Do you sell any of the fruit from your trees?

12 A. No.

13 Q. Did you grow the fruit bushes that are on your
14 property?

15 A. Yes.

16 Q. What kind of fruit bushes are those?

17 A. Raspberries and blueberries.

18 Q. And what do you do with the fruit from those
19 bushes?

20 A. Consume it.

21 Q. Do you give any of them away -- any of the
22 fruit away?

23 A. Not usually, no.

24 Q. Do you sell any of the fruit?

25 A. No.

1 Q. Can you tell me a bit about the ornamental
2 plants that you have on your property?

3 A. Yes. For example, I've put in a great variety
4 of lilac bushes, many different varieties,
5 colors and the like, have put in crabapple
6 trees, have put in the viburnum out front
7 and -- yeah, that's some of what I've done.

8 Q. And can you tell me about the perennials that
9 you have on your property?

10 A. Perennial plants?

11 Q. Yes.

12 A. Perennial plants, a variety of flowering
13 perennial plants.

14 Q. And that would be different from the lilac
15 bushes that you --

16 A. Yes.

17 Q. -- just described?

18 A. Yes.

19 Q. You testified a moment ago about sporadic
20 spring and the -- the fruit that is produced
21 on your -- from your trees.

22 Do you find it difficult to grow these
23 plants on your property?

24 MS. JOELSON: Objection.

25 A. A personal point of view?

1 BY MR. WILLIAMS:

2 Q. Yes.

3 A. Given the environment it can be challenging.
4 Not always but it can be.

5 Q. Are these plants thriving?

6 A. Yes.

7 Q. If you'll turn back to Exhibit 2, and turn the
8 page from where we were.

9 A. (Witness complying) Mm-hmm.

10 Q. So we are looking at the page with the Bates
11 No. GAR-0119.

12 Do you see that?

13 A. Yes. Mm-hmm.

14 Q. And there are three photos on that page,
15 correct?

16 A. Yes.

17 Q. If you look at the top photo, what do you
18 recognize that?

19 A. That's the garage.

20 Q. And does the garage look any different from
21 now than it does in this picture?

22 A. No. Except for the pallets that are stacked
23 next to the garage. Those are -- those were
24 repositioned shortly after that.

25 Q. What do you use those pallets for?

1 A. Those have been used for stacking of wood. I
2 stack wood on them.

3 Q. What do you use that wood for?

4 A. Burning in the wood stove in the house.

5 Q. And where do you get the wood from?

6 A. Wood supplier.

7 Q. If you look at the second photo on that
8 page --

9 A. Mm-hmm.

10 Q. -- what do you recognize that to be?

11 A. That's the backyard and garden.

12 Q. Are those fruit bushes in that picture?

13 A. Well, on the lower left that's an asparagus
14 patch. Then moving farther up the picture,
15 there's a line -- a couple of beds of flowers.
16 Then beyond that are the actual vegetable
17 garden areas. And then on the lower right,
18 there's part of another vegetable garden area
19 with fruit bushes on the left-hand side of the
20 photograph and on the right-hand of the
21 photograph that you really can't see very much
22 of.

23 Q. So you also grow vegetables then?

24 A. Yes.

25 Q. Do you continue to grow vegetables?

1 A. Not as much as I did before learning of the
2 contamination.

3 Q. What vegetables do you currently grow?

4 A. Generally salad greens.

5 Q. And what do you do with those salad greens?

6 A. Consume them.

7 Q. Do you give any of them away?

8 A. No.

9 Q. Do you sell any of them?

10 A. No.

11 Q. When you grew asparagus, did you -- what did
12 you do with that asparagus?

13 A. Consumed it.

14 Q. If you look at the bottom photograph on that
15 page --

16 A. Mm-hmm.

17 Q. -- what do you recognize that to be?

18 A. Well, that's part of the north side of the
19 house and a deck that's attached.

20 Q. Does that deck currently exist as it is
21 depicted in this photo?

22 A. Yes.

23 Q. And what do you use that deck for?

24 A. Pleasure and recreation.

25 Q. Do you ever entertain on the deck?

1 A. Occasionally, yes.

2 Q. Can you estimate how frequently you entertain?

3 MS. JOELSON: Objection.

4 A. I would say infrequently.

5 BY MR. WILLIAMS:

6 Q. In addition to the outbuilding and the garage,
7 are there any other structures on the
8 property?

9 A. No.

10 Q. Do either the outbuilding or the garage have a
11 foundation?

12 A. The garage, as far as I can tell, sits on a
13 cement pad, and the other building does not
14 have any kind of foundation, as far as I can
15 tell.

16 Q. Does it have a dirt floor then?

17 A. No. It has a wooden floor.

18 Q. Do you have a fence on your property?

19 A. Yes.

20 Q. And where does that fence run?

21 A. That fence runs on the east side of the
22 property, the south side of the property, and
23 then I have deer netting on the west side of
24 the property.

25 Q. Do you have a problem with deer?

1 A. Yes.

2 Q. Does the netting keep them out?

3 A. Yes.

4 Q. Do you know when the fence was installed on
5 your property?

6 A. Well, I installed the netting, but as far as
7 the other sections of fencing that I referred
8 to, I don't know.

9 Q. Did they preexist your --

10 A. Yes.

11 Q. -- acquisition?

12 Is your garden irrigated?

13 A. No, not unless I water it myself.

14 Q. And how frequently do you water it?

15 A. Infrequently.

16 Q. Would that be once a week?

17 A. Well, it depends on the season. I usually
18 do -- I need to do watering in the spring when
19 I'm initially seeding plants in or
20 transplanting plants. But after that, because
21 I mulch, I rarely have to use water.

22 Q. And when you do water, do you use water from
23 the town?

24 A. Yes.

25 Q. What months of the year do you have a garden?

1 A. Generally from April until November.

2 Q. Do you know what type of soil is beneath your
3 home?

4 A. No.

5 Q. Do you know what type of foundation your home
6 sits on?

7 A. Yes.

8 Q. What type is that?

9 A. The old section has a stone foundation, and
10 the -- the foundation and cellar under the
11 addition is concrete.

12 Q. Do you have any utility lines that run beneath
13 your property?

14 A. I don't know.

15 Q. Would you look at Exhibit 2 again --

16 A. Mm-hmm. (Witness complying)

17 Q. -- and turn back two pages to -- Bates number
18 is GAR-0117?

19 A. Yes.

20 Q. Do you see that?

21 A. Yes.

22 Q. What do you recognize this to be?

23 A. This is a basic floor plan of my house.

24 Q. Has this floor plan changed since 2007?

25 A. No.

1 Q. Do you have a pen?

2 A. Yes.

3 Q. Could you mark on your copy which sections of
4 that floor plan are part of the old
5 construction?

6 A. Yes. Want me to do that now?

7 Q. Please.

8 A. (Witness complying)

9 Q. And you're currently marking the second floor
10 floor plan, correct?

11 A. I am. Okay.

12 Q. So would it be fair to say that the old
13 construction covers what is currently labeled
14 dining room and kitchen?

15 A. Yes.

16 Q. And then the second -- on -- that would
17 correspond to the second floor one of the
18 bedrooms and a study, correct?

19 A. Yes, even though the -- the room labeled study
20 is really a bedroom.

21 Q. Do you have to pass through the study to reach
22 the bedroom?

23 A. To -- to the room marked bedroom?

24 Q. Correct.

25 A. Yes.

1 Q. So the new addition, just to round that out,
2 would include the room currently labeled
3 living room; is that correct?

4 A. Yes.

5 Q. As well as screen porch and deck?

6 A. Yes.

7 Q. And that would correspond to the second floor,
8 those rooms that are labeled master bedroom,
9 master bath and hall, correct?

10 A. That's correct.

11 Q. Did you have to install a new set of stairs?

12 A. Yes.

13 Q. Are they in the same place that they were
14 prior to --

15 A. No.

16 Q. Where were the stairs before you
17 reinstalled -- before you installed them?

18 A. The stairs -- the way I had them set up, the
19 stairs were -- the stairs go up into the new
20 addition in a northerly direction. Whereas
21 the former stairs really went up in an
22 easterly direction into the area marked as
23 study.

24 Q. So is it fair to say they ran perpendicular to
25 where the -- the stairs currently run?

1 A. Yes.

2 Q. Thank you.

3 Do you have a septic tank, Mr. Garrison?

4 A. A septic tank? No.

5 Q. Are your sewage services provided by the city?

6 A. By the town, yes.

7 Q. By the town.

8 And you have a basement; is that correct?

9 A. That's correct.

10 Q. Did you install that basement?

11 A. I -- there was a basement with the house when
12 I bought it; and then when we built the
13 addition, a full basement was put in under the
14 addition.

15 Q. Did it expand the size of the basement?

16 A. Oh, yes.

17 Q. By how much would you estimate?

18 A. I would say that it -- it more than doubled
19 the area.

20 Q. Have you ever had to dig in your yard?

21 MS. JOELSON: Objection.

22 A. Yes.

23 BY MR. WILLIAMS:

24 Q. And when you dig, do you tend to hit roots?

25 A. No.

1 Q. Do you hit rocks?

2 A. Yes.

3 Q. How often do you hit rocks?

4 A. Every time I dig.

5 Q. Can you estimate the size of the rocks that
6 you will hit?

7 A. Yes. Anywhere from rocks that might be 10
8 inches diameter to those that are smaller.

9 Q. And have you been able to determine how deep
10 those rocks go?

11 A. No.

12 Q. So as far as you have dug, you continue to hit
13 rocks; is that correct?

14 A. That's correct.

15 Q. Given the age of your home, do you find that
16 you have to perform significant repairs or
17 improvements to the structure?

18 MS. JOELSON: Objection.

19 A. Can you clarify that giving a period of time?

20 BY MR. WILLIAMS:

21 Q. Sure. Since your -- the construction in 2006,
22 do you find that your home requires more
23 physical upkeep than a newer home requires?

24 MS. JOELSON: Objection.

25 A. Well, I don't have any knowledge of what a new

1 home would require. I just have to base my
2 experience on my present home.

3 BY MR. WILLIAMS:

4 Q. How frequently do you have to perform some
5 repair to your home?

6 MS. JOELSON: Objection.

7 But you can answer.

8 A. From my experience, owning any kind of home,
9 particularly my home presently, requires
10 ongoing maintenance. I have to keep an eye to
11 what needs work.

12 BY MR. WILLIAMS:

13 Q. When you say particularly your home, what do
14 you mean by that?

15 A. I mean that's the home that I have experience
16 with.

17 Q. Can you describe some of the repairs or
18 improvements you've made to the exterior of
19 your home since the 2006 construction?

20 MS. JOELSON: Objection.

21 But you can answer.

22 A. The front porch was rebuilt a couple of years
23 back. I've also had minor carpentry,
24 replacing some window screening supports and
25 other supports on the screen porch. I've had

1 painting done. Plus I've done, you know, that
2 kind of work myself.

3 BY MR. WILLIAMS:

4 Q. Was the work on the porch performed by you?

5 A. No. Actually I had a carpenter do it.

6 Q. Do you recall who that was?

7 A. Larry Murray.

8 Q. What was the reason for that -- that work?

9 A. Well, that was a porch on the original house,
10 and one corner of the house had degraded
11 because the bricks that were holding up the
12 support had given way, and there was some rot
13 in that, and that had to all be rebuilt.

14 Q. Was that the porch that we were looking at in
15 Exhibit 2?

16 A. I'm not sure which Exhibit 2 was, but that's
17 the front porch.

18 Q. The -- the 2007 appraisal on page 0119 two
19 pages past where you are.

20 A. Yeah. No, not in that picture. On 0118,
21 front view of subject property.

22 Q. So it was the front porch that you had
23 repaired?

24 A. Yes.

25 Q. Does this picture depict the porch as it was

1 repaired, or is this prior to the repair?

2 A. This is prior to the repair.

3 Q. Does the porch still appear as it's depicted
4 in this photo?

5 A. Yes.

6 Q. And you testified a moment ago that you've had
7 some minor carpentry work done?

8 A. Yes.

9 Q. Can you describe what kind of carpentry work
10 that is?

11 A. Yes. Specifically, as I said, it pertained to
12 the screen porch area, which is open to the
13 weather. So there were some 2x4s that were
14 part of the framework that needed replacing,
15 as well as some of the wood holding in the
16 screening.

17 Q. Was that work also performed by Mr. Murray?

18 A. Yes, it was.

19 Q. Was that performed at the same time?

20 A. No.

21 Q. How recently was that work performed?

22 A. Last summer.

23 Q. When you stated that you performed minor
24 repairs around the house --

25 A. Yes.

1 Q. -- what types of repairs are you describing?

2 A. Well, for instance, like refinishing the deck
3 and painting. I do as much painting as I can.
4 And let's see, what else would I include in
5 that?

6 Well, that basically covers it, yeah.

7 Q. Did you repaint the exterior of your house
8 yourself?

9 A. No.

10 Q. Have you repainted the exterior -- have --
11 have you had the exterior of your house
12 repainted?

13 A. Well, let's take -- can we make that a couple
14 of questions --

15 Q. Sure, we can.

16 A. -- instead of just one complete answer --
17 question?

18 Q. Since 2006 --

19 A. Yes.

20 Q. -- how many times have you had the exterior of
21 your house repainted?

22 A. Once.

23 Q. And when was that?

24 A. 2007.

25 Q. And did you do that yourself?

1 A. No.

2 Q. And who did that?

3 A. Robert LaPorte.

4 Q. Do you know how much the repairs to your porch
5 cost?

6 A. Couple thousand.

7 Q. And how did you finance that -- those repairs?

8 A. Out of pocket.

9 Q. And how much has the minor carpentry work
10 cost?

11 A. Two or three hundred thou -- two or \$300.

12 Q. I might quibble with the minor description if
13 it cost a couple hundred thousand dollars.

14 A. Right.

15 Q. And the minor repairs, how much did those
16 cost?

17 A. Oh, just, like I said, two or \$300.

18 Q. And you testified that you refinished the deck
19 yourself?

20 A. Yeah. A couple of times.

21 Q. Can you describe what -- what you did?

22 A. Yes. I -- I cleaned the deck. I used an
23 anti-mold mixture on it. I pressure washed
24 it, and then I restained it.

25 Q. And when was that?

1 A. The last time was two years ago.

2 Q. How many times have you done that at your
3 property?

4 A. Two, maybe three times since the addition was
5 built.

6 Q. So since 2006?

7 A. Yes.

8 Q. So do you have to do that every two to
9 three years?

10 A. Yes.

11 Q. Do you consider that regular upkeep?

12 A. Yes.

13 Q. Since the 2006 construction, what repairs or
14 improvements have you made to the interior?

15 A. I painted the cellar walls of the new
16 addition, and that's about it.

17 Q. When you refer to the cellar walls, are you
18 distinguishing that from the basement that
19 we've described?

20 A. As I said, in the cellar that was constructed
21 during the addition work.

22 Q. Are those two separate rooms?

23 A. Well, they're not separate rooms in there's no
24 wall between them.

25 Q. But you distinguish between --

1 A. Yes.

2 Q. -- the two areas?

3 A. Because one has stone walls, and the other has
4 concrete walls.

5 Q. Thank you.

6 A. And it's the concrete walls that I was
7 painting.

8 Q. Thank you.

9 In addition to painting the cellar walls,
10 have you performed any repairs or improvements
11 in -- in the house since 2006?

12 A. I don't believe so. To the best of my
13 knowledge, no. There might be some
14 exceptions, but I don't think so.

15 Q. Have you ever had to --

16 A. Because at the time when the addition was
17 built, the interior of the house was painted,
18 as well.

19 Q. In addition to painting the interior of the
20 house in 2006 during the construction, were
21 any of the existing rooms -- let me withdraw
22 that.

23 In 2006 during the construction, what
24 renovations were done to the existing rooms?

25 A. The kitchen was rebuilt, as well as the

1 bathroom that was off the kitchen and still is
2 off the kitchen; new windows were put in
3 throughout the old house; and insulation was
4 installed; the front door was repositioned
5 from entering the kitchen area to now entering
6 the dining room area. And with the new
7 basement, when that construction was done,
8 there was a hatch entrance installed, as well,
9 to the basement.

10 Q. Is that a hatch entrance from the outside?

11 A. Yes.

12 Q. Any other work?

13 A. Not to my knowledge.

14 THE WITNESS: I need to use the restroom
15 again.

16 MR. WILLIAMS: Sure.

17 THE WITNESS: Can I just take a quick
18 break?

19 MR. WILLIAMS: Happy to take a break.

20 THE WITNESS: Thank you.

21 THE VIDEOGRAPHER: At 11 -- at 11:10
22 we're going off the record.

23 (Brief recess taken.)

24 (Deposition Exhibit No. 3 was marked for
25 identification.)

1 THE VIDEOGRAPHER: At 11:16 we're back on
2 the record.

3 MR. WILLIAMS: You ready to continue, Mr.
4 Garrison?

5 THE WITNESS: I am.

6 BY MR. WILLIAMS:

7 Q. I'm handing you a document that has been
8 marked as Exhibit 3.

9 Would you take a look at that?

10 A. Mm-hmm. (Witness complying) Okay.

11 Q. Do you recognize this document?

12 A. I do.

13 Q. What do you recognize it to be?

14 A. A series of photographs that Kathleen took of
15 our house.

16 Q. Do those photos show the interior of your
17 house?

18 A. They do.

19 Q. Do you know when they were taken?

20 A. I can't give you a specific date, but sometime
21 in the last six months.

22 Q. If you look at the first page that's --

23 A. Mm-hmm.

24 Q. -- labeled GAR-0124, what do you recognize
25 this photo to depict?

1 A. It's a photograph of our kitchen with the
2 bathroom in -- in the back part.

3 Q. And this room would have been rebuilt --

4 A. Yes.

5 Q. -- as you previously -- and when you -- when
6 you rebuilt it, did you put in new floors?

7 A. Yes.

8 Q. And these are wood floors, correct?

9 A. Yes.

10 Q. And you put in new cabinets?

11 A. Yes.

12 Q. And new appliances?

13 A. Yes.

14 Q. Did you put in new plumbing?

15 A. Some new plumbing, yes.

16 Q. Can you describe what new plumbing you put in?

17 A. Basically it was to move the toilet from where
18 it had been in the old bathroom to where it is
19 presently located, to take out the plumbing
20 that was for a bathtub that was in the old
21 bathroom and then install new plumbing for the
22 new shower that was put in and sink, as well.

23 Q. The sink in the bathroom?

24 A. Yes.

25 Q. Did you change any of the plumbing in the

1 kitchen proper?

2 A. No.

3 Q. If you turn to the next page, it's the page
4 labeled 0215.

5 A. Mm-hmm. (Witness complying)

6 Q. Is this the bathroom that is off the kitchen?

7 A. Yes.

8 Q. And when you rebuilt this bathroom, did you
9 put in new flooring?

10 A. Yes.

11 Q. And this is ceramic tile?

12 A. Yes.

13 Q. And is that a space heater off to the side?

14 A. No. That's baseboard heat that runs
15 throughout the house.

16 MS. JOSELSON: Sorry.

17 THE VIDEOGRAPHER: Thank you.

18 BY MR. WILLIAMS:

19 Q. If you turn to the next page --

20 A. Mm-hmm.

21 Q. -- labeled 0216?

22 A. Mm-hmm. (Witness complying)

23 Q. What does this photo depict?

24 A. The dining room.

25 Q. And I -- is that a -- that's a couch in the

1 background, correct?

2 A. It is.

3 Q. Do you use your dining room for -- as a family
4 room, as well?

5 A. Not so much. That couch -- actually love seat
6 was moved there because actually these photos
7 were taken around Christmastime, and where we
8 put the Christmas tree in the living room,
9 made it necessary for us to move the love seat
10 there temporarily.

11 Q. So the love seat is normally in the living
12 room?

13 A. That's correct.

14 Q. And is this a support beam at the top of the
15 photo?

16 A. Yes. These are beams from the original house
17 that are exposed.

18 Q. Did you expose these beams as part of the
19 construction in 2006?

20 A. No.

21 Q. So they -- they were visible when you
22 purchased the property?

23 A. Yes.

24 Q. If you turn the page to the page labeled 0217.

25 A. (Witness complying)

1 Q. These are the stairs leading to the second
2 floor; is that correct?

3 A. Yes.

4 Q. And did you salvage any of the stairs, any of
5 the wood from the stairs that preexisted the
6 2006 construction?

7 A. No.

8 Q. So this is all new material?

9 A. Yes.

10 Q. If you turn the page again, the page labeled
11 0218.

12 A. (Witness complying)

13 Q. What does this photo depict?

14 A. That's part of the master bathroom facing --
15 with the photograph facing north.

16 Q. And this is part of the new construction; is
17 that right?

18 A. Yes, it is.

19 Q. And this is a wood floor?

20 A. Yes.

21 Q. Turn the page again. This is the page labeled
22 0219.

23 A. (Witness complying)

24 Q. What does this photo depict?

25 A. Part of the bathroom, master bathroom.

1 Q. And again, that's ceramic tile on the floor?

2 A. Yes, it is.

3 Q. And this was all new construction?

4 A. Yes.

5 Q. Do you have a tub in the master bath?

6 A. Yes.

7 Q. And where would the tub be --

8 A. You can see a little bit of the tub. It's --
9 it's an old clawfoot tub, and that's just a
10 little bit of it there.

11 Q. On the right side?

12 A. On the right side, yes.

13 Q. And where would the sink be in relation to --

14 A. On the left-hand side.

15 MS. JOSELSON: Bill, I'll just tell you
16 that for Beth's sake, wait until Nathan
17 finishes his question --

18 THE WITNESS: Oh, okay.

19 MS. JOSELSON: -- until you answer.

20 THE WITNESS: Thank you.

21 MS. JOSELSON: It will just be easier for
22 her.

23 THE WITNESS: Thank you.

24 BY MR. WILLIAMS:

25 Q. If you turn the page again, it's the page

1 labeled 0220.

2 A. (Witness complying)

3 Q. What does this photo depict?

4 A. That's an additional bedroom on the west side
5 of the house.

6 Q. And is this part of the original construction?

7 A. Yes.

8 Q. And that's a wood floor, as well?

9 A. Yes, it is.

10 Q. Is that the original flooring?

11 A. Yes. Original?

12 Q. Excuse me. Let me rephrase that.

13 Is -- did that flooring predate the 2006
14 construction?

15 A. Yes.

16 Q. Have you done anything to the flooring to
17 refinish it?

18 A. Yes. In fact, when I bought the house, it was
19 covered with carpet, and we pulled the carpet
20 off and had the flooring refinished.

21 Q. When did you pull the carpeting up?

22 A. In the summer of 1994.

23 Q. So pretty soon after you moved in?

24 A. Yes.

25 Q. Were any other rooms in the house carpeted

1 when you moved in?

2 A. Yes. The other small bedroom indicated as a
3 study, that also had --

4 Q. Was the first floor carpeted?

5 A. No.

6 Q. If you turn the page again to the page labeled
7 0221.

8 Do you see that?

9 A. (Witness complying) Mm-hmm.

10 Q. What room -- what does that photo depict?

11 A. Well, that's the study, slash, other bathroom.

12 Q. And this flooring predates the 2006
13 construction, as well?

14 A. Yes.

15 Q. Are there any other furnishings in that room?

16 A. Yes. There's a scroll top desk.

17 Q. And that's not in -- in view, correct?

18 A. That's not in view.

19 Q. If you turn the page again to the one labeled
20 0222?

21 A. (Witness complying) Mm-hmm.

22 Q. What does this photo depict?

23 A. This is the sink in the master bath.

24 Q. And just you -- we -- you can orient us
25 relative to the prior photo of the master

1 bath --

2 A. Yes.

3 Q. -- is this sort of to the left of that photo?

4 A. Yes, it is.

5 Q. And is that Kathy in -- reflected in the --

6 A. Yes. Your official photographer.

7 Q. And is -- what is the surface of the
8 countertop?

9 A. That's marble.

10 Q. If you turn the page again to the one labeled
11 0223?

12 A. (Witness complying) Mm-hmm.

13 Q. What does that photo depict?

14 A. Living room.

15 Q. And is this part of the original construction?

16 A. No. This is part of the addition.

17 Q. And where do those doors in the background
18 lead?

19 A. Those doors lead to the screen porch.

20 Q. And this flooring was installed in 2006,
21 correct?

22 A. Yes.

23 Q. Is -- and you testified earlier that you use
24 ceiling fans to cool some of the rooms; is
25 that correct?

1 A. That's correct.

2 Q. And this is one of those rooms that you cool?

3 A. Yes.

4 Q. Which other room do you have a ceiling --

5 A. The master bedroom.

6 Q. Any other rooms?

7 A. No.

8 Q. If you turn the page to the one labeled 0224?

9 A. (Witness complying)

10 Q. Is this another angle of that same room?

11 A. Yes.

12 Q. And is that the wood stove you referred to --

13 A. Yes, it is.

14 Q. -- earlier?

15 How often do you use your wood stove?

16 A. In the wintertime, daily.

17 Q. Do you use it at the same time as the other
18 heat -- heating system you use?

19 A. No.

20 Q. You use one or the other at any given time?

21 A. Yes. Although, more specifically, I adjust
22 the thermostat in different zones so that when
23 the wood stove dies down at night, if it gets
24 too cold, the other heat automatically kicks
25 on.

1 Q. And do you see the stairs in the background of
2 this photo?

3 A. Yes.

4 Q. Where do those stairs lead?

5 A. Into the dining room.

6 Q. If you turn the page again to the one labeled
7 0225?

8 A. (Witness complying)

9 Q. Is this again another angle of the living
10 room?

11 A. It is.

12 Q. And the window about the middle of the photo
13 slightly to the right, what is that looking
14 out on?

15 A. The deck.

16 Q. That's the back deck; is that correct?

17 A. Yes.

18 Q. Turn the photo -- turn the page once again.

19 A. (Witness complying) Mm-hmm.

20 Q. This is the one labeled 0226.

21 Where do these doors lead?

22 A. To the screen porch.

23 Q. And we saw those in a prior photo?

24 A. We did.

25 Q. If you turn the page once more.

1 A. (Witness complying)

2 Q. This is page labeled 0227.

3 Is -- is this another photo of your
4 dining room?

5 A. Yes.

6 Q. And the door on the left-hand side of the
7 photo, where does that lead?

8 A. That leads to the original front porch which
9 has been, prior to me buying the place,
10 enclosed and insulated.

11 Q. Okay. And the door to the -- on the right
12 side of the photo, where does that lead?

13 A. That leads to the front porch. That was --
14 that's the new positioning of the front door
15 that I referred to earlier.

16 Q. And so the front door leads into that porch?

17 A. It leads to the front porch, the porch at the
18 front of the house. Not this other enclosed
19 porch, which we also call sunroom.

20 Q. Understood. Turn the page once more.

21 A. (Witness complying)

22 Q. This is the page labeled 0228.

23 A. Mm-hmm.

24 Q. Is this another angle of the dining room?

25 A. It is.

1 Q. And are those the stairs leading up to the
2 second floor?

3 A. Yes.

4 Q. And we have another view of the exposed
5 support beams; is that correct?

6 A. Yes.

7 Q. If you turn the page again.

8 A. Mm-hmm. (Witness complying)

9 Q. This is the page labeled 0229.

10 A. Mm-hmm.

11 Q. What room is this shown here?

12 A. That's the enclosed sun porch.

13 Q. And do you store your outdoor plants here
14 during the winter?

15 A. No. This is where there are a number of house
16 plants.

17 Q. So do these plants stay here --

18 A. Year-round.

19 Q. -- throughout the year?

20 A. That's right. And with some exceptions. It
21 may be taken outside during the summer, but
22 yes.

23 Q. Turn the page again. This one is labeled
24 0230.

25 A. (Witness complying) Mm-hmm.

1 Q. Is this another view of the sun porch?

2 A. Yes.

3 Q. And is that a space heater on the lower
4 right-hand side?

5 A. It is a space heater, portable space heater.

6 Q. Do you -- does your heating system require
7 additional heat source?

8 A. For this porch. Because of the way the
9 baseboard heat is run into it, there are a
10 couple of spots that can freeze when the
11 temperature is below zero. So that's just
12 some backup. If we know it's going to be
13 cold, we keep it on to be on the safe side.

14 Q. Turn the page once more.

15 A. (Witness complying) Mm-hmm.

16 Q. And this one is labeled 0231.

17 What do you recognize this photo to be?

18 A. This is the cellar portion of the new
19 addition.

20 Q. And do you use this portion as storage?

21 A. Yes.

22 Q. What kind of storage do you -- what do you
23 store -- store there?

24 A. Well, part of my library is still in storage
25 there. I'm in the process of sorting through

1 a lot of these things and -- and in the
2 process of reconfiguring the whole situation
3 down there.

4 But also, you'll see in the distance
5 some -- some potatoes being stored.

6 Q. Do you store -- do you typically store your
7 produce?

8 A. Yes.

9 Q. Is this a heated basement?

10 A. There's no direct heat in the basement.

11 Q. So any heat would be ambient from the other
12 parts of the house?

13 A. Yes.

14 Q. And when you said that part of your library is
15 down here, you're referring to a book library?

16 A. Yes.

17 Q. If you turn the page, it's the one labeled
18 0232?

19 A. (Witness complying) Mm-hmm.

20 Q. Is this another portion of the basement?

21 A. Yes.

22 Q. And is this the original construction -- the
23 portion of this basement that was part of the
24 original construction?

25 A. Mostly, yes.

1 Q. Are the two portions of the basement on
2 different levels?

3 A. Yes.

4 Q. And is the portion that is the old
5 construction higher than the new construction?

6 A. It is.

7 Q. And are these your washing machines?

8 A. Washer and dryer.

9 Q. Washer and dryer. Do you hang-dry you're
10 clothes at all?

11 A. Not usually, no.

12 Q. Turn the page again to the one labeled 0233.

13 A. (Witness complying)

14 Q. What does this photo depict?

15 A. Okay. Your question?

16 Q. What does this photo depict?

17 A. That depicts our furnace in the old portion of
18 the cellar.

19 Q. The furnace being in the background?

20 A. In the background is the oil tank.

21 Q. The oil tank.

22 A. And the hot water heater.

23 Q. So the -- the mechanism in the foreground,
24 that's part of your heater?

25 A. Yes, that's the furnace itself.

1 Q. The furnace.

2 Do you store chemicals in your basement,
3 as well?

4 MS. JOELSON: Objection.

5 A. Paint.

6 MS. JOELSON: I objected.

7 But you can answer.

8 A. Yeah. If paint is considered is a chemical,
9 then yes.

10 BY MR. WILLIAMS:

11 Q. If you turn the page.

12 A. Mm-hmm. (Witness complying)

13 Q. It's the one labeled 0234.

14 Do you know what that photo depicts?

15 A. Yes. That's the shower in the downstairs
16 bathroom.

17 Q. That's off the kitchen?

18 A. That's correct.

19 Q. If you turn the page again.

20 A. (Witness complying)

21 Q. This one's labeled 0235.

22 What is depicted in this photo?

23 A. This is a photograph from the master bedroom
24 down the hall to the other smaller bedroom,
25 slash, study.

1 Q. Okay.

2 A. And the stairway, as well.

3 Q. So this closet that we're -- excuse me. Let
4 me withdraw that.

5 The -- is the door that is depicted on
6 the left side of the photo to a closet?

7 A. It is.

8 Q. Which is in the master bedroom?

9 A. Correct.

10 Q. Turn the page again to the one labeled 0236.

11 A. (Witness complying) Mm-hmm.

12 Q. What's this photo depict?

13 A. This is in the west -- westerly bedroom in the
14 old addition, and it depicts a bureau and a
15 doorway into a closet.

16 Q. And is that closet closed with an accordion
17 door?

18 A. Yes.

19 Q. And this is the room that you currently use as
20 a bedroom?

21 A. That's correct.

22 Q. Not the study?

23 A. That's correct.

24 Q. Turn the page again to the one labeled 0237.

25 A. (Witness complying)

1 Q. Is that another photo of that same room?

2 A. It is.

3 Q. And is that shelf on the right side built into
4 the wall?

5 A. It is.

6 Q. And was that part of the original
7 construction?

8 A. Yes. Well, that was part of the
9 construction -- that was part of the house
10 when I bought it originally.

11 Q. Turn the page one last time.

12 A. (Witness complying)

13 Q. And this one is labeled 0238.

14 What does this photo depict?

15 A. This is a photo of the door in the kitchen
16 that leads to the deck. It faces north.

17 Q. And this leads from the living room; is
18 that --

19 A. From the kitchen.

20 Q. From the kitchen.

21 A. Mm-hmm.

22 Q. Thank you.

23 Mr. Garrison, do you know how many homes
24 in your neighborhood have wood stoves?

25 A. I do not.

1 Q. Do you know if that's a typical feature of
2 homes in your neighborhood?

3 MS. JOSELSON: Objection.

4 A. I can't really say if it's typical or not.

5 BY MR. WILLIAMS:

6 Q. Do you know of other homes that have wood
7 stoves in your neighborhood?

8 A. I do.

9 Q. Do you know how many homes?

10 MS. JOSELSON: Objection.

11 A. No, I don't.

12 MR. WILLIAMS: How much time do we have
13 left?

14 THE VIDEOGRAPHER: About eight minutes.

15 MR. WILLIAMS: I think now is a good
16 time.

17 THE VIDEOGRAPHER: Okay. Fair enough.

18 At 11 -- at 11:37 a.m., we are now
19 reaching the end of Media Unit 1 with our
20 deposition of Gordon Garrison, and we're going
21 off the record.

22 (Lunch recess taken.)

23 THE VIDEOGRAPHER: At 12:45 p.m. we're
24 coming back on the record now beginning Media
25 Unit No. 2 of our deposition with Gordon

14 Q. Is the sun porch insulated at your home?

15 A. Yes.

16 Q. What is it insulated with?

17 A. I don't know.

18 Q. Was it -- was that insulation added during the

19 new construction in 2006?

20 A. No.

21 Q. Would it be the same insulation that existed

22 at the time you purchased the property?

23 A. Yes.

24 Q. You also testified that you met with Ms. Yucht

25 a couple months ago, correct?

1 A. Yes.

2 Q. What triggered that meeting with Ms. Yucht?

3 A. Well, what basically triggered the meeting was
4 simply that I feel my property is
5 contaminated, and that at some point in the
6 future, unlike our plans to use that as our
7 retirement home, we had invested in it as a
8 retirement home for both of us when we came to
9 retire, that we will need to look elsewhere at
10 some point. And I wanted to begin to get a
11 sense of the market.

12 Q. Did something change between when you joined
13 this litigation and when you had that meeting
14 that caused you to reach out to Ms. Yucht?

15 A. No.

16 MS. JOELSON: Objection.

17 BY MR. WILLIAMS:

18 Q. Did you learn something in that time period
19 that caused you to reach out to Ms. Yucht?

20 A. No.

21 Q. We talked about the renovations to your home
22 that have -- that happened in 2006, and the
23 repairs since that time.

24 Were there any renovations between 1994
25 and 2016?

1 A. No.

2 Q. So would you -- is it fair to say that your
3 home was in basically the same condition
4 between 1994 and 2006?

5 A. No.

6 Q. Can you elaborate on --

7 A. Yes.

8 Q. -- what that difference would be?

9 A. Yes.

10 Your prior question before this last one
11 was what; do you recall?

12 Q. Having met with Ms. Yucht.

13 A. Yes. No, beyond that. There was another one.

14 Q. The sun porch?

15 MS. JOSELSON: Home in the same
16 condition?

17 THE WITNESS: Something like that.

18 MR. WILLIAMS: Oh, I see.

19 A. Because you asked if any other renovation had
20 been done, I believe, and I answered, no,
21 there were no renovations, per se. Although I
22 did have a roof put on, and that was -- and
23 then myself and a friend of mine painted the
24 house.

25 //

1 BY MR. WILLIAMS:

2 Q. Is that -- are those two items the only work
3 that you did on your home between '94 and
4 2006?

5 A. Refinished the deck and -- to the best of my
6 knowledge, yes.

7 Q. Thank you.

8 We also discussed the construction on --
9 in your neighborhood that is currently going
10 on, and you testified that the -- that that
11 construction is in connection with waterline
12 connections; is that correct?

13 A. That's right.

14 Q. Can you elaborate on your understanding of
15 what the goal of that construction is?

16 A. Yes, I can.

17 Q. Would you please elaborate on --

18 A. Yes.

19 Q. -- on that?

20 A. The goal of that is essentially to connect
21 people who have been on wells, particularly
22 those wells that have been deemed
23 contaminated, to hook them up to the municipal
24 water supply so they no longer have to deal
25 with a well.

1 Q. Do you know if a result of this construction
2 is to connect homes in your neighborhood to
3 municipal water?

4 MS. JOELSON: Objection.

5 BY MR. WILLIAMS:

6 Q. You can answer.

7 A. It's my belief that's the purpose, yes.

8 Q. Do you know how many homes in your
9 neighborhood rely on a well?

10 MS. JOELSON: Objection.

11 A. No.

12 BY MR. WILLIAMS:

13 Q. Do you know how many homes on your street rely
14 on a well?

15 A. No.

16 Q. Do you know whether any homes on your street
17 rely on a well?

18 A. When you say your street, which street are you
19 referring to?

20 Q. Hillside.

21 A. I don't know.

22 Q. What about Park?

23 A. I know of one neighbor who has a well.

24 Q. How far away from your home is that?

25 A. That's about half a mile away.

1 Q. And as far as you know, has your home always
2 relied on municipal water?

3 A. I can only speak for the time that I've been
4 there, and the answer is yes.

5 Q. Do you have homeowners insurance, Mr.
6 Garrison?

7 A. Yes, I do.

8 Q. How many policies do you have?

9 A. One policy.

10 Q. And who is your insurer?

11 A. Maine Mutual Insurance.

12 (Deposition Exhibit No. 4 was marked for
13 identification.)

14 Q. Mr. Garrison, you've been handed what is --
15 has been labeled Exhibit 4.

16 Would you take a moment to look at that
17 document?

18 A. (Witness complying) Mm-hmm.

19 Q. Do you recognize this --

20 A. Yes. Yes, I do.

21 Q. You recognize this document?

22 A. Yes, I do.

23 Q. What do you recognize it to be?

24 A. This is a copy of our homeowners insurance
25 policy.

1 Q. Is this your current policy?

2 A. Yes.

3 Q. And it -- it's been -- it's effective from
4 June 2017 through June of this year, correct?

5 A. That's correct.

6 Q. If you look under section 1, property
7 coverage, you can see there are four items
8 listed there?

9 A. Mm-hmm.

10 Q. The first one is dwelling.

11 Do you see that?

12 A. Yes, I do.

13 Q. And you have under a -- a column for coverage,
14 it's listed \$325,000, correct?

15 A. That's correct.

16 Q. Where did that number come from?

17 A. Well, as I recollect, when we originally took
18 this particular policy out, it had to do with
19 not only what the property had been assessed
20 at, but what I considered the property to be
21 worth, and so that went into my thinking to
22 arrive at this figure for coverage.

23 Q. And so that's a number that you gave to the
24 insurance company, correct?

25 A. Yes.

1 Q. In prior -- in -- did you have a policy
2 last -- last year?

3 A. Before this one?

4 Q. Yes.

5 A. Yes.

6 Q. And was the coverage amount the same?

7 A. Yes.

8 Q. Does it ever -- or has it ever been lower?

9 A. Since the addition was put on, no.

10 Q. It's been roughly the same that entire time?

11 A. Yes.

12 Q. The second line says other structures.

13 Do you see that?

14 A. Yes, I do.

15 Q. And you have a coverage amount of \$32,500?

16 A. Yes.

17 Q. What does that cover?

18 A. The garage and that other outbuilding I
19 mentioned.

20 Q. Any other structures?

21 A. No.

22 Q. Do you identify your home as being part of a
23 neighborhood?

24 A. Yes.

25 Q. Does your neighborhood have a name?

1 A. No.

2 Q. Informally?

3 A. Not really.

4 Q. How many -- approximately how many other homes
5 are on your street, Hillside?

6 A. Six or seven.

7 Q. And when you consider your home to be part of
8 a neighborhood, what do you consider roughly
9 the boundaries of that neighborhood to be?

10 MS. JOSELSON: Objection.

11 You can answer.

12 A. Oh, I would say the neighborhood includes
13 neighbors going down Park Street a half a mile
14 or more, and then other neighbors in the
15 immediate vicinity within that half mile
16 radius.

17 BY MR. WILLIAMS:

18 Q. So is it fair to say that your neighborhood is
19 roughly a half mile radius in all directions?

20 A. I -- I would say so, yes.

21 Q. Are all the homes within that half mile radius
22 roughly the same -- on roughly the same size
23 lot?

24 A. I don't know.

25 Q. Are there any homes in that area that are on a

1 different size lot?

2 A. Yes.

3 Q. Do you know whether all of the homes in that
4 area are constructed with the same material?

5 MS. JOELSON: Objection.

6 But you can answer.

7 A. I don't know.

8 BY MR. WILLIAMS:

9 Q. Do you know of any homes in that area that are
10 constructed of a different material than your
11 home?

12 A. I don't know.

13 Q. Have you been in any of the other homes in
14 your neighborhood?

15 A. Yes.

16 Q. Do you know whether -- do you know whether the
17 homes in your neighborhood are approximately
18 the same age as your home?

19 MS. JOELSON: Objection.

20 BY MR. WILLIAMS:

21 Q. You can answer.

22 MS. JOELSON: But you can answer.

23 A. I don't know.

24 BY MR. WILLIAMS:

25 Q. Do you know whether any of the homes are

1 newer?

2 A. I know some are newer, yes.

3 Q. Do you know whether some are older?

4 A. I don't know that.

5 Q. How would you describe the architectural style
6 of your home?

7 A. I don't know how I would describe the
8 architecture of my home frankly.

9 Q. Would you say that -- would you be able to
10 describe the architectural style of your home
11 as it existed in 1994?

12 A. No.

13 Q. Do you know whether the rest of the homes in
14 your neighborhood are of a particular
15 architectural style?

16 MS. JOELSON: Objection.

17 But you can answer.

18 A. I don't know.

19 BY MR. WILLIAMS:

20 Q. Are any of the homes in your neighborhood air
21 conditioned?

22 A. I don't know.

23 Q. Do you know whether any of the homes in your
24 neighborhood have the same type of heating
25 system that yours does?

1 A. I don't know that either.

2 Q. Are there any commercial properties located in
3 your neighborhood?

4 A. Yes.

5 Q. What kinds of commercial properties are those?

6 A. Well, Pembroke Landscaping.

7 Q. Any others?

8 A. And then -- and I don't know of any others.

9 Q. Are there any religious institutions in your
10 neighborhood?

11 A. Yes.

12 Q. Which one?

13 A. There's a stone church at the bottom of
14 Hillside Street, the old stone church.

15 Q. Any other religious institutions?

16 A. No.

17 Q. Are there any government buildings in your
18 neighborhood?

19 A. No.

20 Q. Do all of the homes in your neighborhood have
21 a front yard?

22 MS. JOELSON: Objection.

23 A. Restate the question again, please.

24 BY MR. WILLIAMS:

25 Q. Do you want me to repeat the question or --

1 A. Yes.

2 Q. Do all of the homes in your neighborhood have
3 a front yard?

4 A. I don't know.

5 Q. Do you know of any homes in your neighborhood
6 that do not have a front yard?

7 A. I don't know.

8 Q. Do you know of any homes in your neighborhood
9 that do not have a backyard?

10 MS. JOSELSON: Objection.

11 A. I don't know.

12 BY MR. WILLIAMS:

13 Q. And you testified that the property to the
14 east of your home -- that there is a home on
15 the property to the east of your home,
16 correct?

17 A. That's right.

18 Q. Can you tell me about your neighbor's
19 landscaping on that property?

20 A. The -- that particular piece of property sits
21 on a larger piece of property than mine. I
22 can say that. And most of it, aside from a
23 few trees, is open.

24 Q. Does that neighbor have a garden?

25 A. Yes.

1 Q. Do you know what he or she grows?

2 A. No, I don't.

3 Q. And you also testified that there is a
4 property to the north of yours, correct?

5 A. That's correct.

6 Q. And there's a home on that property?

7 A. Yes.

8 Q. Can you describe the landscaping there?

9 A. That's mixed landscaping. They have a garden.
10 They have bushes, trees, that kind of thing.
11 Yeah.

12 Q. And across Hillside from you, is there a
13 property?

14 A. Yes.

15 Q. And is there a home on that property?

16 A. Yes.

17 Q. Can you describe that landscaping, please?

18 A. That too is mixed between some bushes and
19 trees, some lawn. Yeah.

20 Q. And across Park to the west, is there a home
21 directly across from you?

22 A. Yes. In fact, that particular parcel of land
23 is a large one, and the home is slightly up
24 the hill away from the road. Yes.

25 Q. Do you know how far set back from the road it

1 is?

2 A. I couldn't give you an accurate figure.

3 Q. Would you tell me when you first heard about
4 PFOA?

5 A. It was in the late -- late winter of 2016.

6 Q. And what did you hear about it at that time?

7 A. I heard that there was a rising concern. I
8 had been aware of PFOA being discovered in
9 Hoosick Falls, and then -- and I was concerned
10 about that. And then people started -- the
11 state started to investigate the possibility
12 of PFOA in my area.

13 Q. Did you have any immediate concerns about PFOA
14 at that time?

15 A. Well, I did in part because I'm approximately
16 a quarter mile from the former ChemFab plant,
17 and I had concerns about that particular
18 business going back to the time when I moved
19 in. Yeah.

20 Q. Have you ever had your blood tested for PFOA?

21 A. No.

22 Q. Has Ms. Griffith ever had her blood tested for
23 PFOA?

24 A. No.

25 Q. What is your understanding of what this

1 lawsuit is about?

2 A. Well, the lawsuit seeks to -- seeks damages
3 with regard to the contamination of our area
4 from PFOA in two regards; in particular, one,
5 property, and the other to monitor long-term
6 health concerns.

7 Q. And what is your understanding of what the
8 lawsuit alleges that Saint-Gobain did wrong?

9 A. That Saint-Gobain permitted PFOA to be
10 exhausted into the atmosphere from their
11 plant.

12 (Deposition Exhibit No. 5 was marked for
13 identification.)

14 MS. JOSELSON: 5?

15 BY MR. WILLIAMS:

16 Q. You've been handed a document, Mr. Garrison,
17 labeled as Exhibit 5.

18 Just take a moment to review that.

19 A. Mm-hmm. (Witness complying) Okay.

20 Q. Do you recognize this document?

21 A. I believe I do.

22 Q. What do you recognize this to be?

23 A. Well, this particular document is the third
24 amended complaint of the class action suit.

25 Q. Have you reviewed this document before today?

1 A. I have I believe. There have been many
2 similar looking documents that have come my
3 way, but I believe I've reviewed this
4 particular one.

5 Q. Do you recall when you last reviewed this
6 document?

7 A. Not exactly, no.

8 Q. Would it have been since it was filed on -- in
9 October 2017?

10 A. Yes, it would have been since that time.

11 Q. Would you please turn to paragraph 8, which is
12 on page 4.

13 A. (Witness complying)

14 Q. If you look at the last sentence, which is
15 approximately the last five lines, four or
16 five lines, says: As a result of his
17 property's location within the zone of
18 contamination and as a result of the actual or
19 threatened contamination of his groundwater,
20 property and soils with PFOA, Garrison has
21 suffered, amongst other damages set out
22 herein, diminution in property value, loss of
23 use and enjoyment of property, annoyance,
24 upset, aggravation and inconvenience.

25 Did I read that correctly?

1 A. Yes.

2 Q. Do you agree with that statement?

3 A. Yes.

4 Q. What is your understanding of the term zone of
5 contamination?

6 MS. JOSELSON: Asked and answered.

7 But you can answer it again.

8 THE WITNESS: What did you say?

9 MS. JOSELSON: I said asked and answered,
10 but you can answer it again.

11 THE WITNESS: Okay.

12 A. Now state that question again, please.

13 BY MR. WILLIAMS:

14 Q. What is your understanding of the term zone of
15 contamination?

16 A. Zone of contamination, as I understand it to
17 be, is a state term to describe the area here
18 in Bennington and North Bennington that has
19 been contaminated by PFOA.

20 Q. Would it be your understanding that to fall
21 within that area, levels of PFOA must be above
22 a certain level?

23 MS. JOSELSON: Objection. Calls for a
24 legal conclusion.

25 But you can answer it if you're able.

1 A. State the question again, please.

2 BY MR. WILLIAMS:

3 Q. Is it your understanding that for an area to
4 fall within that term zone of contamination,
5 the level of PFOA would be -- have to be above
6 a certain threshold?

7 MS. JOELSON: Objection.

8 A. It's my understanding, yes.

9 BY MR. WILLIAMS:

10 Q. And what would that level be?

11 MR. SILVER: Can you just clarify level
12 where? In the ground? In the water? In the
13 air.

14 THE WITNESS: In the blood?

15 BY MR. WILLIAMS:

16 Q. Let's -- let's say in the groundwater.

17 A. I'm not an expert on this, so I'm not going to
18 claim to have specific knowledge of the
19 contamination levels.

20 Q. Do you know whether to fall within that area,
21 it would matter whether PFOA has been detected
22 at a property at all?

23 MS. JOELSON: Same objection.

24 But you can answer.

25 A. And what do you mean by that area?

1 BY MR. WILLIAMS:

2 Q. A lot. For a -- would it matter whether --
3 let me withdraw that. I'll move on.

4 Do you understand that you are a named
5 representative in this class action lawsuit?

6 A. Yes.

7 Q. Do you believe that your claims and injuries
8 are representative of the class members in
9 that lawsuit?

10 A. I do.

11 Q. What do you understand to be your duty or
12 duties as a representative?

13 A. My basic duty as a representative is to
14 represent the people in my class.

15 Q. Is it your understanding that that's -- status
16 as a representative obligates you to undertake
17 any activities?

18 A. It does.

19 Q. And what -- what activities do you understand
20 those to be?

21 A. Well, to meet with my attorneys, to prepare
22 and participate in this deposition, and to
23 continue to represent my particular class as
24 best I can into the future.

25 Q. Who do you understand to be within the class

1 of people that you represent?

2 A. People who are, first of all, who are on
3 municipal water presently but yet feel that
4 because of being in a zone of contamination,
5 the property values have gone down
6 appreciably, along with the personal suffering
7 that people are experiencing because of all of
8 this.

9 (Deposition Exhibit No. 6 was marked for
10 identification.)

11 MS. JOELSON: 6?

12 MR. WILLIAMS: Yes.

13 BY MR. WILLIAMS:

14 Q. Would you take a moment to look at the
15 document that's been handed to you and marked
16 as Exhibit 6?

17 A. Mm-hmm. (Witness complying) Okay.

18 Q. Do you recognize this document?

19 A. I do.

20 Q. What do you recognize it to be?

21 A. Well, it's a -- it's a declaration naming me
22 in support of the plaintiffs' motion for class
23 certification.

24 Q. Did you prepare this document?

25 A. No, I did not.

1 Q. Did you have a role in preparing it?

2 A. I imagine I did because it -- it has
3 information that I have given freely.

4 Q. Do you know who prepared this document?

5 A. Well, I imagine the attorneys that I've been
6 working with.

7 Q. Did you review this document before you signed
8 it?

9 A. Yes, I did.

10 Q. If you look at paragraph 5, which starts at
11 the bottom of the first page, it reads: As a
12 result of -- of the PFOA contamination, I have
13 suffered unreasonable harm to the groundwater
14 beneath my property, and I seek and support
15 all reasonable steps to protect the security,
16 quality and quantity of the North Bennington
17 municipal water supply, which is now the only
18 alternative water source on which I must rely.

19 Did I read that correctly?

20 A. Yes, you did.

21 Q. Do you still agree with that statement?

22 A. I do.

23 Q. Through this lawsuit how are you seeking to,
24 quote, protect the security, quality and
25 quantity of the North Bennington municipal

1 water supply?

2 MS. JOSELSON: Objection. Calls for a
3 legal conclusion.

4 But you can -- you can answer it if you
5 understand it.

6 A. I understand the question. I don't know,
7 since I'm not an expert in the field, what
8 reasonable steps would actually need to be
9 taken. Yet I know because this is my only
10 water supply now, that I want to make sure
11 that from now going into the future, that I
12 can rely on this water for my purposes and for
13 the purposes of all the people in the class.

14 BY MR. WILLIAMS:

15 Q. Is it your belief that the relief you've
16 requested in this lawsuit would ensure the
17 security, quality and quantify of the North
18 Bennington water supply?

19 A. Define relief for me in this case.

20 Q. The -- what you've asked the Court to direct
21 Saint-Gobain to do or provide you.

22 A. I don't know.

23 Q. Did you have a different water supply than the
24 municipal water at any point since purchasing
25 the property in 1994?

1 MS. JOSELSON: Objection. Asked and
2 answered.

3 You can answer it again.

4 A. No.

5 BY MR. WILLIAMS:

6 Q. Are there any sources -- other sources of
7 water that you can no longer rely on?

8 A. Where?

9 Q. Anywhere.

10 MS. JOSELSON: Objection.

11 But you can answer it, if you understand
12 it.

13 A. I understand it, but it seems very broad to
14 me. Can you kind of --

15 BY MR. WILLIAMS:

16 Q. Let me connect --

17 A. -- say it again in a different way?

18 Q. Let me connect it to your statement.

19 A. Yes.

20 Q. The last clause of paragraph 5 says --
21 referring to the North Bennington municipal
22 water supply, which you call the only
23 alternative water source on which I must rely.

24 So my question is what -- is there an
25 alternative water source on which you can no

1 longer reply -- rely?

2 A. To the best of my knowledge, no.

3 Q. If you'll look at paragraph 7, that paragraph
4 states: I decided -- I decided to serve
5 others similarly situated in my community as
6 one of the representative plaintiffs in this
7 class action lawsuit against the defendant to
8 seek compensation for the class members for
9 the damage caused by defendant's PFOA
10 contamination of our properties, the
11 groundwater beneath our properties, and for
12 those who ingested PFOA in their well water,
13 their bodies.

14 Did I read that correctly?

15 A. Yes, you did.

16 Q. Do you still agree with that statement?

17 A. Yes.

18 Q. Do you understand yourself to be representing
19 the class of individuals whose properties and
20 groundwater were exposed to PFOA?

21 A. Yes.

22 Q. Do you understand yourself to be representing
23 the class of individuals who were personally
24 exposed to PFOA?

25 A. No.

1 Q. So would you like to amend paragraph 7?

2 MS. JOSELSON: Objection. What -- it's
3 an inappropriate question. I object to the
4 form.

5 You can answer it if you understand it.

6 A. Would you say that again, please?

7 BY MR. WILLIAMS:

8 Q. Would you like to amend -- based on your prior
9 response, would you like to amend paragraph 7?

10 MS. JOSELSON: Same objection.

11 A. No.

12 BY MR. WILLIAMS:

13 Q. So is it -- so you testified that you do not
14 believe that you were representing the class
15 of individuals who were personally exposed to
16 PFOA, correct?

17 MS. JOSELSON: Objection. Asked and
18 answered.

19 You can answer it again.

20 A. What do you mean by personally exposed? That
21 covers quite a bit of territory here.

22 BY MR. WILLIAMS:

23 Q. Do you believe you are representing people who
24 have ingested PFOA?

25 A. No.

1 Q. But you --

2 A. Although -- although -- I have to amend what I
3 just said -- although there may be some who
4 have. I don't know.

5 Q. Can you expand upon your statement in
6 paragraph 7 then when you say that you are --
7 you decided to serve others similarly situated
8 in your community as one of the representative
9 plaintiffs in the class action lawsuit to seek
10 compensation for those who ingested PFOA in
11 their well -- who ingested PFOA in their well
12 water -- and for those who ingested PFOA in
13 their well water, their bodies?

14 A. Mm-hmm. So you're asking me to --

15 Q. Can you elaborate on what you meant by that?

16 MS. JOELSON: Objection. Asked and
17 answered.

18 You can answer it again, if you
19 understand it.

20 A. Hmm. My overall response would be that my
21 concern is for all of the people who have been
22 affected by PFOA contamination. I am
23 representing a very specific group of people
24 in my class.

25 //

1 BY MR. WILLIAMS:

2 Q. Which does not include people who ingested
3 PFOA?

4 A. That is not the essence of our class, but some
5 of those may have ingested PFOA. I don't
6 know.

7 Q. To your knowledge, have you ingested PFOA?

8 A. I don't know.

9 Q. Do you believe that Ms. Griffith is a member
10 of the class of individuals who ingested PFOA?

11 MS. JOSELSON: Same objection.

12 You can answer it, if you understand it.

13 A. I don't know.

14 BY MR. WILLIAMS:

15 Q. Do you believe Ms. Griffith is a member of the
16 class of individuals who have experienced
17 property damage?

18 A. Yes.

19 Q. Do you know who the other named plaintiffs in
20 this lawsuit are?

21 A. Do I know their names? They're listed here on
22 the document.

23 Q. Do you know them personally?

24 A. I've met them, and I've -- and I know a couple
25 of them a little more than just casually

1 but -- yeah.

2 Q. Have you discussed this litigation with them?

3 MS. JOSELSON: Are you asking for times
4 that he was with attorneys when he met with
5 any --

6 BY MR. WILLIAMS:

7 Q. Without disclosing any information privileged
8 by the attorney/client privilege.

9 A. No.

10 Q. Have you had any discussions with other
11 Bennington residents about PFOA?

12 A. Yes.

13 (Deposition Exhibit No. 7 was marked for
14 identification.)

15 Q. You've been handed what's been marked as
16 Exhibit 7.

17 Just take a moment to look at that.

18 A. (Witness complying) Okay.

19 Q. Do you recognize this document?

20 A. No.

■ ■ [REDACTED]
■ [REDACTED]
■ [REDACTED]
■ ■ [REDACTED]
■ ■ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

9 Q. Do you know whether you received this e-mail?

10 A. I can't say for sure.

11 Q. Do you know why your e-mail address might be
12 listed on -- as a recipient of this e-mail?

13 A. Yes.

14 Q. Why is that?

15 A. Chances are there had been a previous meeting
16 on PFOA, and I signed up to be on the mailing
17 list -- a couple of mailing lists from state
18 government, from Vermont state.

19 Q. If you look at the end of that block of text,
20 it says subject, colon, water pickup
21 locations.

22 Do you see that?

23 A. Yes, I do.

24 Q. Did you participate in the water pickup
25 program?

1 A. No, I did not.

2 (Deposition Exhibit No. 8 was marked for
3 identification.)

4 Q. You've been handed a document that has been
5 marked as Exhibit 8.

6 Just take a moment to look at that.

7 A. (Witness complying) Okay.

8 Q. Do you recognize this document?

9 A. I do.

10 Q. What do you recognize it to be?

11 A. Well, this contains responses to a set of
12 questions that were presented by your side,
13 and I submitted answers to -- to them.

14 Q. Did you assist in the preparation of this
15 document?

16 A. I participated in giving my responses to the
17 questions I was asked.

18 Q. Thank you.

19 Let's turn to page 5.

20 A. (Witness complying)

21 Q. And looking at request No. 9 --

22 A. Mm-hmm.

23 Q. -- that request asks you to identify each
24 meeting plaintiffs have attended, whether
25 public or private, excluding meetings

1 exclusively with plaintiffs' attorneys, in
2 which there was any discussion of PFOA,
3 Saint-Gobain, plaintiffs' alleged property
4 damage or in -- or this case, including for
5 each such meeting, the date, location,
6 sponsors, speakers, persons who invited
7 plaintiffs or made plaintiffs aware of the
8 meeting, other attendees and describe the
9 substance of the meeting.

10 Did I read that correctly?

11 A. Yes.

12 Q. If you look under response, the last paragraph
13 of the response, you say: As far as I recall,
14 I attended meetings all at various locations
15 at Bennington College on the following dates,
16 colon, March 16, 2016; April 18, 2016;
17 September 28, 2016; January 26, 2017.

18 Did I read that correctly?

19 A. Yes.

20 Q. Did you attend one meeting on each of these
21 dates; is that fair --

22 A. Yes.

23 Q. -- to say?

24 So four meetings in total?

25 A. That I can recall.

1 Q. Do you recall who organized the meeting on
2 March 16, 2016?

3 A. No.

4 Q. Do you know how you learned about it?

5 A. I believe it was posted in the Bennington
6 Banner.

7 Q. Do you know what the purpose of that meeting
8 was?

9 A. No, not specifically.

10 Q. Do you recall whether you spoke to anyone at
11 the meeting?

12 A. I don't.

13 Q. Do you recall who organized the meeting on
14 April 18, 2016?

15 A. I don't.

16 Q. Do you recall how you learned about it?

17 A. I think by that time I was receiving e-mails
18 from the state, and I probably was notified
19 that way, and it was also posted in the
20 Banner.

21 Q. Do you recall whether you spoke to anyone at
22 that meeting?

23 A. I don't recall.

24 Q. Do you recall who organized the meeting on
25 September 28, 2016?

1 A. No.

2 Q. Do you recall how you learned about it?

3 A. Again, either/or the Banner and memos from the
4 state.

5 Q. And do you recall what the purpose of that
6 meeting was?

7 A. Not specifically.

8 Q. Do you recall who organized the meeting on
9 January 26, 2017?

10 A. Not specifically, no.

11 Q. Do you recall how you learned about it?

12 A. Similarly by e-mail and/or Banner.

13 Q. And do you recall what the purpose of that
14 meeting was?

15 A. Not specifically, no.

16 Q. If we look at the request directly below
17 that --

18 A. Mm-hmm.

19 Q. -- No. 10.

20 A. (Witness complying)

21 Q. It states excluding any document that
22 plaintiffs produced in discovery, describe any
23 communication with any other members of the
24 purported classes described in the complaints
25 relating to these proceedings or the claims

1 alleged therein, including, but not limited
2 to, the date of the communication, the content
3 and the identity of the class members.

4 Did I read that correctly?

5 A. Yes, you did.

6 Q. If you turn the page, your response continues
7 on to page 6, and the first real paragraph of
8 that page states: I spoke casually with
9 attendees at various public meetings, but I do
10 not know all their names. I attended some
11 meetings with my brother Paul Garrison.

12 II do recall speaking with Sandy Sumner
13 and Marie-Pierre Huguet -- Huguet --

14 A. Huguet.

15 Q. -- Peter Crabtree, Ron Pembroke. I also
16 recall speaking with neighbors Michael and
17 Lynn McCann, Bill and Carolyn Bratcher, Katie
18 Crabtree.

19 Did I read that correctly?

20 A. Yes.

21 Q. Does your brother Paul live in North
22 Bennington?

23 A. He does.

24 Q. Where does he live in relation to you?

25 A. He lives on Polygraphic Lane, which is a

1 street that intersects with Hillside Street.

2 So he lives about three houses away.

3 Q. Do you know whether Paul is a class member in
4 this lawsuit?

5 MS. JOSELSON: Objection. Calls for a
6 legal conclusion.

7 But you can answer it if you understand
8 it.

9 A. I don't know.

10 BY MR. WILLIAMS:

11 Q. Sandy Sumner is another class representative
12 in this lawsuit; is that correct?

13 A. That's correct.

14 Q. Do you know Mr. Sumner -- did you know Mr.
15 Sumner prior to commencing this lawsuit?

16 A. I did.

17 Q. And where does Mr. Sumner live relative to
18 you?

19 A. He lives to the east of me. On the other side
20 of where the Saint-Gobain plant is.

21 Q. Do you know about how far that would be?

22 A. From my house --

23 Q. Yes.

24 A. -- or from the plant?

25 Q. From your house.

1 A. I would say maybe three-quarters of a mile.

2 Q. And who is Marie-Pierre Huguet?

3 A. Sandy's wife.

4 Q. Do you know whether Ms. Huguet is a class
5 member in this lawsuit?

6 A. I do not.

7 MS. JOELSON: Same objection.

8 THE REPORTER: Did you say I don't?

9 MS. JOELSON: Did you say I don't?

10 THE WITNESS: Yes, I know. I'm -- I
11 said -- what was the question; if she's a
12 member?

13 MR. WILLIAMS: That's correct.

14 A. Yeah, I don't know.

15 BY MR. WILLIAMS:

16 Q. Do you know who Peter Crabtree is?

17 A. I do.

18 Q. Who is he?

19 A. Peter Crabtree and his wife, Katie Crabtree,
20 live on -- in the house and property just
21 north of mine.

22 Q. That would be the property that borders yours?

23 A. Yes.

24 Q. Do you know whether Mr. and Mrs. Crabtree are
25 class members in this lawsuit?

1 MS. JOSELSON: Same objection.

2 A. I do not know.

3 BY MR. WILLIAMS:

4 Q. Who is Ron Pembroke?

5 A. Ron Pembroke is the owner and operator of
6 Pembroke Landscaping, a business -- the
7 business I mentioned earlier.

8 Q. Does Mr. Pembroke live near you, as well?

9 A. He does live on Park Street. Probably
10 three-quarters of a mile from where I live.

11 Q. Do you know whether Mr. Pembroke is a class
12 member of the lawsuit?

13 A. I do not.

14 MS. JOSELSON: Same objection.

15 BY MR. WILLIAMS:

16 Q. And who are Michael and Lynn McCann?

17 A. They're neighbors who live on Park Street.

18 Q. And where do they live relative to you?

19 A. About a half a mile away.

20 Q. And do you know whether the McCanns are class
21 members of the lawsuit?

22 MS. JOSELSON: Same objection.

23 A. I do not know.

24 BY MR. WILLIAMS:

25 Q. Who are Bill and Carolyn Bratcher?

1 A. They're also neighbors --

2 Q. Where do --

3 A. -- on Park Street.

4 Q. And how far do they live from you?

5 A. They're about a half a mile away also.

6 Q. Do you know whether the Bratchers are class
7 members of this lawsuit?

8 MS. JOSELSON: Same objection.

9 A. I don't.

10 BY MR. WILLIAMS:

11 Q. Have you ever attended a meeting to discuss
12 PFOA or Saint-Gobain that was organized by any
13 of your neighbors?

14 A. No.

15 Q. Have you attended a meeting to discuss PFOA or
16 Saint-Gobain that was organized by other class
17 members?

18 A. No.

19 (Deposition Exhibit No. 9 was marked for
20 identification.)

21 Q. You've been handed a document that has been
22 marked as Exhibit 9.

23 Just take a moment to look at that.

24 A. (Witness complying)

25 Q. Do you recognize this document?

1 A. No.

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ █ [REDACTED]

█ █ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ █ [REDACTED]

█ █ [REDACTED]

█ █ [REDACTED]

12 Q. Do you believe that you received this e-mail
13 at that e-mail address?

14 A. I can only say that I imagine I did. I'm --
15 I'm not sure I did, but I imagine I did.

16 Q. Do you know who Shaina Kasper is?

17 A. Well, she works for the state, I know that.
18 Or actually she doesn't, no. This was -- she
19 works for a particular non-state organization
20 that was interested in this situation from the
21 beginning.

22 Yes, now I remember. Mm-hmm.

23 Q. If you look at the -- the first line says:
24 Hi, Bill, I hope you've had a good summer,
25 correct?

1 A. Mm-hmm, mm-hmm.

2 Q. And the second paragraph reads: I wanted to
3 reach out because Vermont is setting long-term
4 drinking water rules for PFOAs for the first
5 time, and public comments are due Friday. You
6 can send a comment in by signing here. Be
7 sure to sign by Friday at 4.

8 Do you -- did I read that correctly?

9 A. Yes.

10 Q. Did you ever submit a comment on the long-term
11 drinking water rules?

12 A. No.

13 Q. If you look at the second paragraph, it
14 states: We want to make sure that the state
15 isn't just hearing from corporations but is
16 also hearing from real Vermonters, dash,
17 parents, children, those affected by PFOA
18 contamination and those who are just concerned
19 for their friends and neighbors. Feel free to
20 share this link with any Vermonter, and you
21 can edit the comments to include your story.

22 Did I read that correctly?

23 A. Yes.

24 Q. Did you forward this e-mail or the link to
25 anyone?

1 A. No.

2 Q. And then the last paragraph says: I'm going
3 to be hosting a Northeastern University
4 student September 27th and 28th, and in
5 parentheses, Tuesday and Wednesday, who is
6 studying PFOA responses by communities,
7 government and companies. She wants to
8 interview a dozen of so people while she's
9 here. Would you be interested and have about
10 an hour free during one of those days?

11 Did I read that correctly?

12 A. Yes.

13 Q. Did you volunteer to be interviewed?

14 A. No.

15 Q. Have you ever communicated with any member of
16 any government agency regarding PFOA?

17 A. Be more specific when you say communicate.

18 Q. Have you ever exchanged e-mails with a
19 government -- member of any government agency
20 regarding PFOA?

21 A. No.

22 Q. Have you ever met in person with a member of
23 any government agency regarding PFOA?

24 A. Only at the meetings.

25 Q. And would those be -- those meetings be one of

1 those four that we discussed?

2 A. Yes.

3 Q. And what agency was that or agencies?

4 A. It would have probably been a combination of
5 the health department and the environmental
6 department.

7 Q. Do you recall who you spoke to?

8 A. No.

9 Q. Have you ever communicated with any
10 Saint-Gobain or ChemFab employee regarding
11 PFOA?

12 A. No.

13 MS. JOSELSON: Whenever you're ready, I
14 have to take a break.

15 MR. WILLIAMS: Sure.

16 MS. JOSELSON: But any time.

17 THE WITNESS: Yeah, me too.

18 MR. WILLIAMS: This is a good stopping
19 point.

20 Okay. Take a break.

21 THE VIDEOGRAPHER: At 1:41 p.m. we are
22 off the record.

23 (Brief recess taken.)

24 THE VIDEOGRAPHER: 1:52 p.m. we are back
25 on the record.

1 MR. WILLIAMS: Are you ready to continue,
2 Mr. Garrison?

3 THE WITNESS: I am.

4 BY MR. WILLIAMS:

5 Q. Previously you testified that your brother
6 lives on Polygraphic Lane; is that correct?

7 A. That's correct.

8 Q. Are you aware of any commercial property that
9 existed or currently exists on Polygraphic
10 Lane?

11 A. No.

12 Q. To your knowledge, has the groundwater below
13 your property ever been tested for PFOA?

14 A. Directly beneath my property is the question?

15 Q. Yes.

16 A. I don't know.

17 Q. To your knowledge has the groundwater adjacent
18 to your property ever been tested for PFOA?

19 A. I don't know for sure, but I do know that what
20 I've heard is groundwater has been tested in
21 the area.

22 Q. To your knowledge, has the soil on your
23 property ever been tested for the presence of
24 PFOA?

25 A. No.

1 Q. To your knowledge, has any other testing been
2 carried out on your property to measure PFOA?

3 A. To the best of my knowledge, no.

4 Q. Have you had your home appraised since 2007?

5 A. No.

6 (Deposition Exhibit No. 10 was marked for
7 identification.)

8 Q. You've been handed a document marked
9 Exhibit 10.

10 Take a moment to look at that, please.

11 A. Mm-hmm. (Witness complying) I have.

12 Q. Do you recognize this document?

13 A. I do.

14 Q. What do you recognize it to be?

15 A. This is the tax bill for the town of
16 Bennington dated 8/9/17 for the current tax
17 year.

18 Q. And that's the tax year 2017-2018, correct?

19 A. That's correct.

20 Q. If you look just below where your address is
21 listed, do you see the heading assessed value?

22 A. Yes.

23 Q. And the line below that says real, 163,900.

24 Do you see that?

25 A. Yes, I do.

1 Q. Do you understand from this document that the
2 town of Bennington has assessed the value of
3 your property at \$163,900 -- \$163,900 for this
4 tax year?

5 A. Yes.

6 Q. Do you believe that valuation is accurate?

7 A. No.

8 MS. JOELSON: Objection.

9 BY MR. WILLIAMS:

10 Q. Have you challenged or protested that amount
11 with the town of Bennington?

12 A. No.

13 Q. Why not?

14 MR. SILVER: You want him to pay more
15 taxes?

16 A. It's -- it's undervalued --

17 BY MR. WILLIAMS:

18 Q. Do you know --

19 A. -- from my point of view.

20 Q. Do you have any understanding of why the town
21 of Bennington has assessed the value of your
22 home at this level?

23 MS. JOELSON: Objection. You can answer
24 it if you know.

25 A. I don't know.

1 (Deposition Exhibit No. 11 was marked for
2 identification.)

3 Q. You've been handed a document marked as
4 Exhibit 11.

5 Take a moment to look at that, please.

6 A. (Witness complying) Okay.

7 Q. Do you recognize this document?

8 A. I do.

9 Q. What do you recognize it to be?

10 A. It's a revised tax bill covering the years
11 2016-2017.

12 Q. So this would be for the prior tax year; is
13 that correct?

14 A. Yes.

15 Q. If you look again under the heading assessed
16 value, it says real, 163,900.

17 Do you see that?

18 A. I do.

19 Q. And is it your understanding from this
20 document that the town of Bennington has
21 assessed the value of your home at \$163,900?

22 A. Yes.

23 Q. And that's the same as the current tax year,
24 correct?

25 A. Yes.

1 Q. Do you believe that was an accurate valuation
2 at that time?

3 MS. JOELSON: Objection.

4 A. I don't think it's accurate.

5 BY MR. WILLIAMS:

6 Q. Do you believe it was accurate at that time?

7 A. Well, I need to ask you a question.

8 When you say accurate, do you mean
9 accurate reporting on this piece of paper or
10 that it accurately reflects the value of my
11 house?

12 Q. Do you believe that that's -- number \$163,900
13 accurately reflects the value of your house at
14 that time?

15 A. No.

16 Q. Did you file any challenge or protest with the
17 town of Bennington?

18 A. No.

19 Q. Why not?

20 A. Because it's undervalued. I would challenge
21 it if it was overvalued.

22 (Deposition Exhibit No. 12 was marked for
23 identification.)

24 Q. You've been handed a document marked as
25 Exhibit 12.

1 Just take a moment to look at that,
2 please.

3 MS. JOSELSON: Is it 12?

4 MR. SILVER: Yeah, it is 12. That's 11.
5 This is 10. That's 11.

6 A. (Witness complying) Okay.

7 BY MR. WILLIAMS:

8 Q. Do you recognize this document, Mr. Garrison?

9 A. I do.

10 Q. What do you recognize it to be?

11 A. Well, this is Plaintiffs' Fourth Supplemental
12 Disclosures on Merit Issues.

13 Q. Did you assist in the preparation of this
14 document?

15 A. I did.

16 Q. How did you assist in the preparation?

17 A. Met with my attorneys.

18 Q. Did you provide information contained in this
19 document?

20 A. I did.

21 Q. Would you look at page 3, please, and
22 subparagraph F there about the middle of the
23 page?

24 A. (Witness complying)

25 Q. Do you see that -- that subparagraph F?

1 A. I do.

2 Q. And subparagraph F states: Plaintiff Garrison
3 will testify that the value of his property,
4 assuming no PFOA contamination from
5 defendant's operations, is 323 -- excuse me --
6 320,000 to 330,000. The value of his property
7 given PFOA contamination from defendant's
8 operations is 255,000 to \$265,000.

9 Did I read that correctly?

10 A. You did.

11 Q. Do you believe that estimate of 255,000 to
12 \$265,000 is accurate?

13 A. Yes.

14 Q. Did you arrive at your opinion of the value on
15 your own or through consultation with anyone
16 else?

17 A. I consulted with Kathleen and my attorneys
18 about this.

19 Q. How did you estimate that diminished range of
20 value?

21 A. Well, I arrived at it by looking at what I
22 believe the house to be worth and then taking
23 into consideration that it now sits in a zone
24 of contamination established by the state, and
25 I feel it's worth now much less because of it.

1 Q. Does your valuation assume that PFOA is
2 actually present on your property?

3 A. I don't know if it's present or not, but I do
4 know it's present in the area, and the area
5 has been stigmatized by that fact.

6 Q. So to -- to put my question a different way,
7 would you still estimate the value of your
8 property at 255,000 to \$265,000 if it were
9 established there were no PFOA on your
10 property?

11 MS. JOELSON: Objection.

12 BY MR. WILLIAMS:

13 Q. You can answer.

14 A. Okay. If there was no PFOA -- if this PFOA
15 situation had not arose, I imagine it would be
16 different. Okay.

17 Q. It's not quite my question.

18 A. Yes. Okay.

19 Q. You've testified that to your knowledge no
20 testing has been done of the soil on your
21 property, correct?

22 A. That's correct.

23 Q. And to your knowledge no testing of the
24 groundwater below your property has been
25 conducted, correct?

1 MS. JOELSON: Objection.

2 A. Well, that would assume immediately below my
3 property, correct?

4 BY MR. WILLIAMS:

5 Q. Correct.

6 A. And -- and I said no.

7 Q. So does this range, this diminished range of
8 value, does that assume that PFOA has been --
9 is present on your property?

10 A. It is an unknown, and I would have to
11 faithfully report that to any potential buyer.

12 Q. So this range takes into account the fact that
13 you do not know whether PFOA is currently
14 present on your property?

15 A. Yeah.

16 MS. JOELSON: Objection.

17 BY MR. WILLIAMS:

18 Q. Okay. Thank you.

19 In estimating that range, did you compare
20 your home with homes where PFOA has been
21 detected?

22 A. No.

23 MS. JOELSON: Objection.

24 But you can answer.

25 //

1 BY MR. WILLIAMS:

2 Q. Did you research or analyze any market data to
3 develop your diminished range of value?

4 MS. JOELSON: Same objection.

5 A. No.

6 BY MR. WILLIAMS:

7 Q. Have you assessed the value of other
8 properties located near your own property?

9 A. No.

10 Q. You testified that to your knowledge your home
11 was built in the 19th century, correct?

12 A. The older part, yes.

13 Q. And you also testified that there's been at
14 least one renovation since you purchased the
15 property, correct?

16 A. That's correct.

17 Q. And that renovation in 2006 was based on the
18 custom design specifications, correct?

19 MS. JOELSON: Objection.

20 But you can answer.

21 A. Yes.

22 BY MR. WILLIAMS:

23 Q. Do you believe that -- that your home is
24 comparable to other homes in your
25 neighborhood?

1 MS. JOELSON: Objection.

2 A. Comparable in what way?

3 BY MR. WILLIAMS:

4 Q. That to understand the value of your home you
5 can take into account the value of other homes
6 surrounding you?

7 MS. JOELSON: Objection.

8 But you can answer, if you understand.

9 A. The way I view it is that all of us in the
10 zone of contamination are dealing with the
11 stigma of being in that zone, and so therefore
12 everyone is affected.

13 BY MR. WILLIAMS:

14 Q. Have you incurred any expenses due to PFOA in
15 groundwater that have not been reimbursed?

16 MS. JOELSON: Objection.

17 But you can answer it, if you understand
18 it.

19 A. No.

20 BY MR. WILLIAMS:

21 Q. Do you believe that you will incur any
22 expenses in the future due to PFOA in the
23 groundwater?

24 MS. JOELSON: Same objection.

25 But you can answer.

1 A. I don't know.

2 BY MR. WILLIAMS:

3 Q. Do you believe that a prospective buyer would
4 pay less for your property because of PFOA,
5 even though you were connected to town water?

6 MS. JOELSON: Objection.

7 But you can answer it.

8 A. I don't know for sure.

9 BY MR. WILLIAMS:

10 Q. Do you or Mrs. -- or Ms. Griffith use your
11 home for any commercial activity?

12 A. No.

13 Q. Does Ms. Griffith work from home?

14 A. No.

15 Q. Since PFOA was first detected in North
16 Bennington, have you taken any action to
17 prevent it from reaching your soil?

18 A. No.

19 Q. Did you live in your home at the time the
20 former ChemFab facility in North Bennington at
21 1030 Water Street was active?

22 A. Yes.

23 Q. Were you aware of the facility at that time?

24 A. Yes.

25 Q. I believe you testified previously that you

1 had concerns about ChemFab back when you first
2 moved in; is that correct?

3 A. At the time I -- at the specific time I moved
4 in, I didn't have large concerns until time
5 went on and I became more concerned.

6 Q. Can you elaborate on what caused you to be
7 concerned?

8 A. What caused me concern was aside from the
9 unusual amount of traffic that employees of
10 ChemFab were part of, getting to work and from
11 work, I also had problems with their exhaust
12 stacks. They made a lot of noise that I could
13 hear, and I did hear from -- from time to time
14 that people had issues with some smells coming
15 from them. I also smelled odd smells. I
16 wasn't quite sure where they were coming from,
17 but I was concerned.

18 Q. Did you ever submit a complaint to ChemFab or
19 Saint-Gobain?

20 A. I spoke to them on the telephone.

21 Q. Do you recall who you spoke with?

22 A. No.

23 Q. Do you know when that would have been?

24 A. Not specifically.

25 Q. Approximately?

1 A. Approximately between 1994 and 2006.

2 Q. Did you live in your home at the time the
3 former ChemFab facility in Bennington at 108
4 North Side Drive was active?

5 A. No.

6 Q. Are you familiar with the Bennington landfill?

7 A. Yes.

8 Q. Where is the Bennington landfill in relation
9 to your property at 19 Hillside?

10 A. To the east.

11 Q. Do you know how far it is?

12 A. I would say that it's perhaps approximately 5
13 miles.

14 Q. What impressions do you have of the landfill?

15 MS. JOSELSON: Objection.

16 You can answer, if you understand it.

17 A. Well, the landfill, per se, has been capped
18 several years ago, and that's about as much as
19 I know.

20 BY MR. WILLIAMS:

21 Q. Do you have any concerns with regard to your
22 property's proximity to the landfill?

23 A. No.

24 Q. Touching back on the complaint that you -- the
25 discussion you had with a ChemFab or

1 Saint-Gobain employee between '94 and 2016,
2 what was the nature of that complaint?

3 A. That was specific to the sound of the --
4 their -- the sound of evidently the scrubbers
5 on their smoke stacks.

6 Q. Was there any follow-up from that discussion,
7 either from you or from ChemFab or
8 Saint-Gobain?

9 A. I may have placed two calls, and I wouldn't
10 necessarily say it was a follow-up. I suppose
11 it could have been a follow-up but --

12 Q. Can you elaborate?

13 A. Yes. Again, I was asking if they would
14 remediate the problem. I remember the last
15 conversation I had with them they said, in
16 fact, that they were remediating the problem.

17 Q. Was there any response from Saint-Gobain or
18 ChemFab?

19 A. Response other than that?

20 Q. Excuse me. Let me rephrase that.

21 Was -- are you aware of any activity that
22 took place to address your complaint?

23 A. Not specifically, no.

24 MR. WILLIAMS: Can we take a five-minute
25 break?

1 MR. SILVER: Yeah.

2 THE VIDEOGRAPHER: At 2:12 p.m. we're off
3 the record.

4 (Brief recess taken.)

5 THE VIDEOGRAPHER: At 2:18 p.m. we're
6 back on the record.

7 MR. WILLIAMS: Pass my questions off to
8 plaintiffs.

9 MS. JOELSON: Okay.

10 CROSS-EXAMINATION

11 BY MS. JOELSON:

12 Q. I just had one follow-up question, Bill.

13 You were asked a question something like
14 do you believe a prospective buyer would pay
15 less for your property because of PFOA, even
16 though you're connected with town water. I
17 don't have that exactly right, but it is
18 something like that.

19 And what was your response?

20 A. I don't know.

21 Q. What do you mean by that?

22 A. Well, I was thinking about that I specifically
23 don't know how all the prospective buyers
24 would look at this situation, but the facts
25 are the property, even though it's on

1 municipal water, is in the zone of
2 contamination, and that stigma covers
3 everybody. Everybody is affected, and that
4 information would be out to any prospective
5 buyer, and I think the prospective buyer would
6 want to pay a heck of a lot less than what I
7 would value the house and property at.

8 Q. What do you understand are your obligations to
9 disclose information about your property to
10 prospective purchasers?

11 A. Well, there's -- I have to be perfectly honest
12 with the property, the -- and that this is a
13 property now that's in a zone of
14 contamination. That has to be said up front.

15 MS. JOSELSON: That's all I have.

16 MR. WILLIAMS: I have no further
17 questions.

18 MR. SILVER: All right.

19 THE WITNESS: Okay.

20 MR. SILVER: Set a new record.

21 THE VIDEOGRAPHER: We are off -- going
22 off the record at 2:20 p.m., and this
23 concludes today's testimony provided by Gordon
24 Garrison.

25 Total number of media units is two and

1 will be retained by Veritext, New York.

2 We are now off the record, and today's
3 deposition is closed.

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1 ACKNOWLEDGMENT OF DEPONENT

2

3 I have read the foregoing transcript of

4 my deposition and except for any corrections or

5 changes noted on the errata sheet, I hereby

6 subscribe to the transcript as an accurate record

7 of the statements made by me.

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9 _____

10 GORDON W. GARRISON, JR.

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12 SUBSCRIBED AND SWORN before and to me

13 this ____ day of _____, 20__.

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20 My Commission expires:

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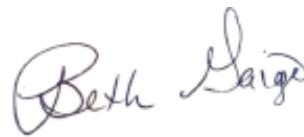
CERTIFICATE

I, Beth Gaige, a Registered Professional Reporter, hereby certify that the within-named deponent was sworn to testify the truth, the whole truth, and nothing but the truth in the aforementioned cause of action.

I further certify that this deposition was stenographically reported by me and later reduced to print through computer-aided transcription, and the foregoing is a full and true record of the testimony given by the deponent.

I further certify that I am a disinterested person in the event or outcome of the above-named cause of action.

IN WITNESS WHEREOF, I subscribe my hand and affix my seal this 17TH day of April 2018.



Beth Gaige, RPR
Notary Public

My commission expires:
August 22, 2019

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| 1 | E R R A T A S H E E T | | |
| 2 | IN RE: SULLIVAN, et al. vs. SAINT-GOBAIN | | |
| 3 | DATE: 4/16/2018 | | |
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| 25 | (DATE) | GORDON W. GARRISON, JR. | |

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[compensation - correctly]

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[correspond - diminution]

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Federal Rules of Civil Procedure

Rule 30

(e) Review By the Witness; Changes.

(1) Review; Statement of Changes. On request by the deponent or a party before the deposition is completed, the deponent must be allowed 30 days after being notified by the officer that the transcript or recording is available in which:

(A) to review the transcript or recording; and

(B) if there are changes in form or substance, to sign a statement listing the changes and the reasons for making them.

(2) Changes Indicated in the Officer's Certificate. The officer must note in the certificate prescribed by Rule 30(f)(1) whether a review was requested and, if so, must attach any changes the deponent makes during the 30-day period.

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VERITEXT LEGAL SOLUTIONS
COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

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